FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1570159-000

Total Deleted Page(s) = 43
Page 14 ~ b6; b7C;
Page 16 ~ Duplicate;
Page 17 ~ Duplicate;
Page 18 ~ b6; b7C;
Page 22 ~ Duplicate;
Page 27 ~ Duplicate;
Page 28 ~ Duplicate;
Page 32 ~ Duplicate;
Page 33 ~ Duplicate;
Page 34 ~ Duplicate;
Page 40 ~ Duplicate;
Page 43 ~ Duplicate;
Page 44 ~ Duplicate;
Page 48 ~ Duplicate;
Page 49 ~ Duplicate;
Page 51 ~ b6; b7C;
Page 52 ~ b6; b7C;
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Page 54 ~ Duplicate;
Page 55 ~ Duplicate;
Page 58 ~ Duplicate;
Page 59 ~ Duplicate;
Page 63 ~ Duplicate;
Page 64 ~ Duplicate;
Page 65 ~ Duplicate;
Page 68 ~ Duplicate;
Page 69 ~ Duplicate;
Page 82 ~ Duplicate;
Page 89 ~ Duplicate;
Page 92 ~ Duplicate;
Page 93 ~ Duplicate;
Page 96 ~ b5; b6; b7C;
Page 97 ~ b5; b6; b7C;
Page 103 ~ Duplicate;
Page 105 ~ Duplicate;
Page 107 ~ Duplicate;
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Page 119 ~ Duplicate;
Page 120 ~ Duplicate;
Page 122 ~ Duplicate;
Page 124 ~ Duplicate;
Page 126 ~ Duplicate;

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(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 02/07/2005

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: ~~29C~~-BS-NEW 95073-1

Title: [redacted]
MBNA AMERICA BANK-VICTIM;
BANK FRAUD

Synopsis: Recommend case opening.

Enclosure(s): Enclosed is a [redacted] provided by MBNA America Bank (MBNA).

Details: [redacted] MBNA, 1 Hatley Rd., Belfast, ME, [redacted] he had prepared regarding [redacted] was identified as being involved in an alleged payroll fraud scheme at MBNA. MBNA provides a benefit to its employees where anyone serving in military reserves or National Guard will continue to receive their salary if they are activated in certain capacities. These capacities involve Title 10 assignments, which include operations involving the Iraq conflict and/or operations supporting the war on terror efforts. Only these assignments qualify for continued salary during deployment. On or around July 2002, [redacted] provided counterfeit military orders that purported to be a Title 10 deployment in the Maine Army National Guard. He continued receiving his full-time salary from this date until 10/26/2004. [redacted] provided two additional counterfeit order assignments on or around July 2003 and July 2004 (Annual Renewal of Deployment Orders). A total of three sets of false orders were provided to MBNA, by [redacted] in an effort to defraud MBNA into continuing his salary. On or around 10/01/2004, MBNA was made aware of the fact that [redacted] was not serving in a Title 10 capacity, and notified the Maine Army National Guard, which in turn conducted its own investigation. The Maine Army National Guard investigation b6 b7C

(Open 29C case to Augusta RA [redacted]

SA [redacted]

(09) [redacted] [redacted] b6 b7C b7E

2/10/05

29C-BS-95073-1

03[redacted]03.wpd

identified all three sets of military orders provided to MBNA as counterfeit documents that did not reflect [redacted] accurate Guard assignment. [redacted] instead was working a regular, full-time Guard job, and would not have qualified for the MBNA pay benefit. [redacted] obtained $94,494.00 in salary that he was not entitled to, through this scheme.

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It is recommended that a case be initiated and assigned to writer.

LEAD(s):

Set Lead 1: (Action)

BOSTON

AT BOSTON, MA

O&A case to writer.

♦♦

Title and Character of Case:

[redacted]

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MBNA AMERICA BANK

Date Property Acquired: Source from which Property Acquired:

[redacted] BANK OF AMERICA (SECURITY)

04/23/2007 . 1 HATLEY RD
BELFAST ME

Anticipated Disposition: Acquired By: Case Agent:

[redacted]

Description of Property: Date Entered
1B 1

1) ONE (1) PAGE DOCUMENT REFLECTING IN PART "DEPARTMENT OF DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, MILITARY BUREAU, HEADQUARTERS, MAINE NATIONAL GUARD... ORDERS 197-501 [redacted] REPORTING DATE 22 JULY 2002"
2) ONE (1) PAGE DOCUMENT REFLECTING IN PART "DEPARTMENT OF DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, MILITARY BUREAU, HEADQUARTERS, MAINE NATIONAL GUARD... ORDERS 197-501 [redacted] REPORTING DATE 22 JULY 2003"
3) ONE (1) PAGE DOCUMENT REFLECTING IN PART "DEPARTMENT OF DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, MILITARY BUREAU, HEADQUARTERS, MAINE NATIONAL GUARD... ORDERS 197-501 [redacted] REPORTING DATE 22 JULY 2004"
4) ONE (1) ENVELOPE, 8X11, REFLECTING IN PART "OBTAINED FROM [redacted] PERSONNEL ADMIN OFFICE 01/14/2005..."

b6
b7C

Barcode: E04005449 Location: ECR 04/24/2007

FILE COPY

Case Number: 29R-BS-95073
Owning Office: BOSTON

[redacted]

5/8/07

1A Envelope

Case ID: 29R-BS-95073

BS	1	MBNA INTERNAL MEMORANDUM, DATED 10/25/2001
BS	2	PHOTO AND FINGERPRINTS OF [redacted] b6 b7C
BS	3	ORIG. EVIDENCE PACKAGE COPY OF FD-192 (1B1-E04005449) DESTROYED AND (1B1-E4245735) RELEASED TO COURT ON 3/11/08 (EC DTD 3/11/08, SER 47)

FD-340 (Rev. 7-29-92)

Universal Case File Number 29R-BS-95073

Field Office Acquiring Evidence _____

Serial # of Originating Document 26

Date Received 12/8/06

From [redacted] b6 b7C
(Name of Contributor)

INVESTIGATOR - BANK OF AMERICA
(Address of Deleware
(City and State)

By [redacted]
(Name of Special Agent)

To Be Returned ☐ Yes ☒ No
Receipt Given ☐ Yes ☒ No
Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure
☐ Yes ☒ No

Title: [redacted] b6 b7C

MBNA - VICTIM

IA1

Reference: _____
(Communication Enclosing Material)

Description: ☒ Original notes re interview of

MBNA Internal Memorandum
dated 10/25/2007

MBNA AMERICA

INTERNAL MEMORANDUM

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To:	Distribution	**Phone:**	[redacted]
From:	[redacted]	**Fax:**	(207) 338-7475
Date:	October 25, 2001	**Department:**	Personnel Administration
Subject:	Notification of Change in Procedure Personnel Policy No. 508 - Uniformed Services Leave and Reserve Duty	**Mailstop:**	6211

October's Topic: Uniformed Services Leave for people on ACTIVE DUTY resulting from the events of September 11

This change in procedure is effective for all full-, prime-, and part-time MBNA people called to active duty on September 11, 2001, or after, or those whose call to duty was extended as a result of the terrorist acts on this date.

In recognition of federal law and the military obligations of MBNA people, MBNA's policy has been that all full-, prime-, and part- time MBNA people are eligible for a Uniformed Services Leave (USL) of absence. Now, to further support our armed forces and those providing emergency government service related to the recent acts of terrorism, MBNA will provide both a leave of absence and salary continuation, including shift-differential when applicable. This policy revision will apply to all full-, prime-, and part-time MBNA people and ensure that anyone who is called to serve will be compensated at 100% of his or her current salary.

People are eligible for a leave of absence for the entire period they are on active duty. MBNA will review the practice of providing paid leave on an annual basis. Paid USL will end when an individual is discharged from active military duty in the uniformed services.

All MBNA people performing military service through weekend or summer reserve duty will continue to be eligible for unpaid leave. For more information on these leaves, please refer to Personnel Policy No. 508, Uniformed Services Leave and Reserve Duty. The policy can be located on MBNA PeopleNet at Personnel/PersonnelPolicies/Section 500.

Who is eligible for paid USL?

All full-, prime-, and part-time people who are called to active duty in the U.S. Uniformed Services, including the U.S. Army, U.S. Navy, U.S. Air Force, U.S. Marine Corps, U.S. Coast Guard, The National Guard, U.S. Public Health Service Commissioned Corps, and the National Oceanic and Atmospheric Administration, will be granted a paid, job-protected leave of absence.

This change in policy is effective for anyone called to serve on or after September 11, 2001, as a result of the terrorist acts on this date, or those whose call to duty was extended as a result of those acts.

Post-it® Fax Note 7671	Date	# of pages ▶ 4
To S/A [redacted]	From [redacted]	
Co./Dept. FBI	Co.	
Phone	Phone	
Fax #	Fax #	

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How does a person obtain approval for the paid leave?

- To request paid USL, individuals must complete a Leave of Absence Request Form. This form can be located at MBNA PeopleNet/Forms/Personnel.
- The individual must complete the form and submit it to his or her manager before the onset of the leave. A copy of the military orders or other applicable orders should be attached.
- If an individual is unable to supply a copy of military orders, he or she should be referred to Personnel.
- Managers should obtain the required department authorization and submit the completed form and attached orders to Personnel for final approval.
- Personnel will submit a PCN to Payroll to place the person in a paid, active status for military leave.

How is a person paid for the approved leave?

- MBNA will provide payment for a person's salary, including shift differential when applicable.
- While a person is on approved leave, his or her manager should complete the time sheet with the person's standard hours. Standard hours per week should not exceed 19 for part-time people, 35 for prime-time people, and 40 for full-time people.
- The time sheet code for paid USL is MLP, military leave paid.

Example: An MBNA full-time, exempt or non-exempt person works Monday through Friday, 8 a.m. to 5 p.m. The manager should complete the time sheet each day as follows:

NAME: Emily Exempt	SAT		SUN		MON		TUES		WED		THURS		FRI		BIWEEKLY TOTAL				
	IN	OUT	IN	OUT	IN	OUT	IN	OUT	IN	OUT	IN	OUT	IN	OUT	HOURS AND EARNINGS				
CC: ABC1	05/05/2001		05/06/2001		05/07/2001		05/08/2001		05/09/2001		05/10/2001		05/11/2001						
HIRE DATE: 01/15/98															REG	40		SUPP	
WKEND: 05/11/2001															O/T			PLP	
SIGNATURE:															VAP			BHP	
Emily Exempt	TTL:		TTL.												SAP			MLP	40

How does paid USL affect a person's vacation?

- People may request to use any earned, unused vacation before the onset of the leave.
- People on USL after September 11, 2001, who have not returned by October 1, 2001, will automatically be paid for unused vacation days for 2001.
- People on paid USL for an entire calendar year will not be eligible for vacation for that year.
- Upon return from paid USL, a person eligible for vacation will be granted vacation days based on years of service, which will include time on paid USL.

Example: An MBNA person with three months of service is called to active duty on September 25, 2001. He is approved for paid USL and returns to work on February 25, 2002. This person is considered to have eight months of service with MBNA.

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- People who are discharged and return from USL will be compensated and/or eligible to take paid vacation days based on the quarter in which they return. See the chart below.
- Any payroll questions should be directed to [redacted]

USL Return Date	Vacation Pay
Person returning by March 31 of the vacation year	Eligible to take all unused vacation days
Person returning by June 30 of the vacation year	Eligible to take 75% of vacation days and will be paid for other unused days
Person returning by September 30 of the vacation year	Eligible to take 50% of vacation days and will be paid for other unused days
Person returning after September 30 of the vacation year	Eligible to take one week of unused vacation days and will be paid for other unused days

Does USL affect an individual's benefit plan with MBNA?

- Generally, the benefits coverage the person is enrolled in immediately before leave will continue for the duration of the paid leave. The chart below provides specifics about the continuation of coverage and identifies some important exclusions.
- A person's contributions toward this coverage will continue at the active rate for MBNA people.
- Any person who wishes to change his or her benefits plan enrollment as a result of the USL must contact the Benefits department within 30 days of beginning leave.

Plan	Coverage	Exclusions
Medical, dental, vision	Coverage continues for person and covered dependents.	Services required by an act of war, declared or undeclared, are not covered. Other services needed while on active duty with the uniformed services would be covered by the MBNA plan to the extent they are not available through uniformed services medical programs.
Life insurance	Coverage continues for person.	No exclusions
Dependent life insurance	Coverage continues for covered dependents.	Husband, wife, or child is not an eligible dependent while on active duty in the armed forces.
Personal accident insurance	Coverage continues for person and covered dependents.	Death, injury, or loss as a result of war, declared or undeclared, or an act of war is not covered.
Long-term disability	Coverage continues for person.	Disability as a result of war, declared or undeclared, or an act of war is not covered.
Flexible Spending Accounts	Coverage continues.	No exclusions
Pension	Person receives service credit.	No exclusions
401(k)	Person may continue to participate in all aspects of the plan.	No exclusions

Reemployment From Active Duty

- Managers must contact Personnel before a person returns from the paid USL period. Personnel will complete a PCN ending the USL status.
- In accordance with federal law, people may request to return to MBNA if they have been on USL for no more than five years, and their service under honorable conditions, and notify MBNA of their request within the required time and manner.
- Depending on the length of leave and personal qualifications of the individual, a person who is eligible to return to MBNA will be reinstated to the position he or she would have held if continuously employed by the company.
- If an individual is disabled during and as a result of being in the service, MBNA will attempt to make reasonable accommodations.

Comments

- People on paid USL will be eligible for CST payout, provided they have worked at least one day in the quarter.
- People on paid USL will be eligible for payout for the People Referral and MasterPiece programs.
- Managers should complete a performance appraisal for any person called to active duty if he or she has not had an appraisal completed within three months. All appropriate signatures from the business area should be obtained, and the appraisal must be maintained in the manager's working file.
- For 2001, exempt-level and officer bonuses will be paid for anyone who is on paid USL and meets bonus eligibility criteria.

Distribution: MBNA America People, AVP-level and above

FD-340b (Rev. 2-5-93)

Universal Case File Number 29R-BS-45073

Field Office Acquiring Evidence _____

Serial # of Originating Document _____

Date Received 2/28/07

From U.S. MARSHALS OFFICE
(Name of Contributor)

(Address of Contributor)
BANGOR ME

By [redacted]
(Name of Special Agent)

b6
b7C

To Be Returned ☐ Yes ☒ No

Receipt Given ☐ Yes ☒ No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e), Federal Rules of Criminal Procedure

☐ Yes ☒ No

Title: [redacted]

BANK ROBBERY

Reference: _____
(Communication Enclosing Material)

Description: ☐ Original notes re interview of

PHOTO + FINGERPRINTS OF

[redacted]

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FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE
CRIMINAL JUSTICE INFORMATION SERVICES DIVISION, CLARKSBURG, WV 26306

PRIVACY ACT OF 1974 (P.L. 93-579) REQUIRES THAT FEDERAL, STATE, OR LOCAL AGENCIES INFORM INDIVIDUALS WHOSE SOCIAL SECURITY NUMBER IS REQUESTED WHETHER SUCH DISCLOSURE IS MANDATORY OR VOLUNTARY, BASIS OF AUTHORITY FOR SUCH SOLICITATION, AND USES WHICH WILL BE MADE OF IT.

JUVENILE FINGERPRINT SUBMISSION YES ☐ TREAT AS ADULT YES ☐	DATE OF ARREST MM DD YY: 20070504	ORI CONTRIBUTOR: USM ADDRESS: BANGOR, ME REPLY DESIRED? YES Y	
SEND COPY TO: (ENTER ORI)	DATE OF OFFENSE MM DD YY: 20070504	PLACE OF BIRTH (STATE OR COUNTRY)	COUNTRY OF CITIZENSHIP: US b6 b7C
MISCELLANEOUS NUMBERS	SCARS, MARKS, TATTOOS, AND AMPUTATIONS		
	RESIDENCE/COMPLETE ADDRESS	CITY	STATE
OFFICIAL TAKING FINGERPRINTS (NAME OR NUMBER)	LOCAL IDENTIFICATION/REFERENCE	PHOTO AVAILABLE? YES ☐ PALM PRINTS TAKEN? YES ☐	

EMPLOYER: IF U.S. GOVERNMENT, INDICATE SPECIFIC AGENCY. IF MILITARY, LIST BRANCH OF SERVICE AND SERIAL NO. XX	OCCUPATION UNEMPLOYED
CHARGE/CITATION 1. 20070504 2608 - Fraud By Wire	DISPOSITION 1. 2608 - Fraud By Wire NOT YET DISPOSED
2.	2.
3.	3.
ADDITIONAL	ADDITIONAL
ADDITIONAL INFORMATION/BASIS FOR CAUTION	STATE BUREAU STAMP

1A3

FD-340 (Rev. 4-11-03)

File Number 29R-BS-95073

Field Office Acquiring Evidence BS

Serial # of Originating Document _____

Date Received 3/11/08

From _____
(Name of Contributor/Interviewee)

_____
(Address)

_____
(City and State)

By SA [redacted]

b6
b7C

To Be Returned ☐ Yes ☐ No

Receipt Given ☐ Yes ☐ No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e) Federal Rules of Criminal Procedure

☐ Yes ☐ No

Federal Taxpayer Information (FTI)

☐ Yes ☐ No

Title: [redacted] Bank of America - Victim

Reference: EC dtd 3/11/08, Ser 47
(Communication Enclosing Material)

Description: ☒ Original ~~notes re interview of~~

Evidence package copy of FD-192 (1B)-E04605449 destroyed and (1B1-E4245735) released to court on 3/11/08

Title and Character of Case:

[redacted]
MBNA AMERICA BANK

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Date Property Acquired: 04/23/2007

Source from which Property Acquired:
[redacted] BANK OF AMERICA (SECURITY)
1 HATLEY RD
BELFAST ME

Anticipated Disposition:

Acquired By: [redacted]

Case Agent:

Description of Property:

Date Entered

1B 1

4) ONE (1) ENVELOPE, 8X11, REFLECTING IN PART "OBTAINED FROM [redacted] PERSONNEL ADMIN OFFICE 01/14/2005..."

Barcode: E04005449 Location: ECR 04/24/2007

1) ONE (1) PAGE DOCUMENT REFLECTING IN PART "DEPARTMENT OF DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, MILITARY BUREAU, HEADQUARTERS, MAINE NATIONAL GUARD... ORDERS 197-501 [redacted]. REPORTING DATE 22 JULY 2002"

2) ONE (1) PAGE DOCUMENT REFLECTING IN PART "DEPARTMENT OF DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, MILITARY BUREAU, HEADQUARTERS, MAINE NATIONAL GUARD... ORDERS 197-501 [redacted].. REPORTING DATE 22 JULY 2003"

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3) ONE (1) PAGE DOCUMENT REFLECTING IN PART "DEPARTMENT OF DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, MILITARY BUREAU, HEADQUARTERS, MAINE NATIONAL GUARD... ORDERS 197-501 [redacted]. REPORTING DATE 22 JULY 2004"

Barcode: E4245735 Location: ECR 03/03/2008

PACKAGE COPY

Case Number: 29R-BS-95073
Owning Office: BOSTON

FD-1004
Revised
9-25-2006

FEDERAL BUREAU OF INVESTIGATION

EVIDENCE CHAIN-OF-CUSTODY

Evidence Type: ☑ General ☐ Drug ☐ Valuable ☐ Firearms ☐ CART

Special Handling Instructions	Initial Receipt	Date and Time
☐ Batteries ☐ Biohazard ☐ FGJ ☐ HAZMAT ☐ Latents ☐ Refrigerate ☐ Req. Charging ☐ None ☐ Other _____	Signature Printed Name Reason: Collected	4/23/07 3 57 PM

Relinquished Custody	Date and Time	Accepted Custody	Date and Time
Signature Printed Name Reason: split to barcode E4245735	2/28/08 10 15 A	Signature: Printed Name: Reason: Review	2/28/08 10 19 A

Relinquished Custody	Date and Time	Accepted Custody	Date and Time
Signature: Printed Name Reason: DESTROYED	3/11/08 11 20 A	Signature: Printed Name: Reason:	

Relinquished Custody	Date and Time	Accepted Custody	Date and Time
Signature: Printed Name: Reason:		Signature: Printed Name: Reason:	

Relinquished Custody	Date and Time	Accepted Custody	Date and Time
Signature: Printed Name: Reason:		Signature: Printed Name: Reason:	

Relinquished Custody	Date and Time	Accepted Custody	Date and Time
Signature: Printed Name: Reason:		Signature: Printed Name: Reason:	

Firearms Certification:
Printed Name: _____ Signature: _____ Date: _____

Case ID: 29R-BS-95073 1B: _____ Barcode: _____

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EVIDENCE CHAIN-OF-CUSTODY

Continuation Page

Relinquished Custody	Date and Time	Accepted Custody	Date and Time
Signature: [redacted]		Signature: [redacted]	2/28/08
Printed Name: [redacted]		Printed Name: [redacted]	
Reason:		Reason: From E04005449	10:18am

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Relinquished Custody	Date and Time	Accepted Custody	Date and Time
Signature [redacted]	2/28/08	Signature:	
Printed Name [redacted]	10 20/A	Printed Name:	
Reason: To Court for Hearing		Reason:	

Relinquished Custody	Date and Time	Accepted Custody	Date and Time
Signature: [redacted]	3/11/08	Signature:	
Printed Name: [redacted]	1105	Printed Name:	
Reason: Permanent Charge out to Court		Reason:	

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Relinquished Custody	Date and Time	Accepted Custody	Date and Time
Signature:		Signature:	
Printed Name:		Printed Name:	
Reason:		Reason:	

Relinquished Custody	Date and Time	Accepted Custody	Date and Time
Signature:		Signature:	
Printed Name:		Printed Name:	
Reason:		Reason:	

Relinquished Custody	Date and Time	Accepted Custody	Date and Time
Signature:		Signature:	
Printed Name:		Printed Name:	
Reason:		Reason:	

Case ID: 29R-BS-95073 1B: 1 Barcode: E4245735

U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No.

68 Sewall Street
Room 610
Augusta, Maine 04330

February 7, 2005

Colonel [redacted]
Judge Advocate General Office
Maine Army National Guard
Camp Keyes
Augusta, Maine 04330

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b7C

Dear Colonel [redacted]

The Federal Bureau of Investigation is currently investigating [redacted] for bank fraud and falsification of military orders. In conjunction with this investigation it is requested that the Maine Army National Guard provide all information it has regarding this matter. Thank you for your assistance.

Sincerely,

b6
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[redacted]
Special Agent

1-Addressee
1-Boston (29C-BS-~~NEW~~) 95073-2
(2) [redacted]

~~038~~ [redacted] ~~04.wpd~~

29C-BS-95073-2

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 03/10/2005

On February 17, 2003, Colonel [redacted] full-time Judge Advocate, Maine Army National Guard (MEARNG), Camp Keyes, Augusta, Maine (ME), was interviewed at the Augusta, ME, Resident Agency of the FEDERAL BUREAU OF INVESTIGATION. [redacted] was advised of the identity of the interviewing Agent and the nature of the interview, whereupon he provided the following information. b6 b7C

[redacted] provided a copy of the MEARNG report, which investigated allegations that [redacted] provided counterfeit MEARNG orders to MBNA AMERICA in an attempt to defraud MBNA. The report includes the following documents: b6 b7C

1. Memorandum to the Chief of Staff from Colonel [redacted]

2. Report of Proceedings by Investigating Officer/Board of Directors.

3. Appointment of investigating officer.

4. Request to BG [redacted] Adjutant General, for investigation. b6 b7C

5. Sworn statement of Colonel [redacted]

6. MBNA personnel policy for military service.

7. Interview with Ms. [redacted] MBNA Vice-President for Human Resources.

8. Interview with Sergeant [redacted] conducted by LTC [redacted]

9. Statement from LTC [redacted]

It was noted that Colonel [redacted] signature appears on [redacted] orders, both authentic and counterfeit. [redacted] sworn statement includes reasons for his determination that the MEARNG orders that [redacted] presented to MBNA are b6 b7C

Investigation on 02/17/2005 at Augusta, ME

File # 29C-BS-95073 -3 Date dictated 02/28/2005

by SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency;

069 [redacted] 04. WFO

29C-BS-95073-3

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counterfeit. Additionally, [redacted] statement includes a copy of [redacted] authentic orders and copies of [redacted] counterfeit orders with notations from [redacted] reflecting where the documents were altered.

[redacted] advised that MEARNG is funded approximately 90 percent with Federal government dollars, but the MEARNG is under state control until given orders by the U.S. Government that the MEARNG is on active duty. It is at that time that the MEARNG is under federal control. The MEARNG was not on active duty during the time period of [redacted] activity, therefore the U.S. Army's Criminal Investigation Division does not have jurisdiction to investigate this matter.

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[redacted] advised that [redacted] position with the MEARNG in July 2002 until the present is a voluntary full-time position, which [redacted] actively pursued, applying for the position. [redacted] position is an AGR (Active Guard/Reserve) Sergeant assigned to the 11th CST-WMD (Civil Support Team-Weapons of Mass Destruction unit).

[redacted] advised that as a result of their investigation, [redacted] attempted to resign his position from the MEARNG, but he was not allowed to do so. [redacted] further advised that the MEARNG is considering initiating involuntary separation proceedings against [redacted] which would result in a less than honorable discharge.

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 03/10/2005

On February 4, 2005, [redacted] MBNA AMERICA, 1 Hatley Road, Belfast, Maine (ME), provided to investigator copies of the below-listed documents:

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1. MBNA Special Investigations Unit investigation summary of MBNA employee [redacted]

2. Photocopy of a photograph of [redacted]

3. Copies of three sets of counterfeit military orders provided to MBNA and approved leave of absence request forms approved by the bank.

a1. False orders covering July 22, 2002, through July 21, 2003.

a2. False orders covering July 22, 2003, through July 21, 2004.

a3. False orders covering July 22, 2004, through July 21, 2005.

4. Copy of MBNA personnel memorandum regarding their review of this matter.

5. Copies of MBNA policies regarding uniformed services leave and qualifying salary continuation.

6. E-mail detailing totals of salary obtained by [redacted]

7. [redacted] files regarding this incident.

8. Copy of [redacted] resume.

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9. [redacted] MBNA employment application.

Investigation on 02/04/2005 at Augusta, ME

File # 29C-BS-95073-4 Date dictated 02/28/2005

by SA [redacted]

1,2

[redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency

069 [redacted] 03.wpd

29C-BS-95073-4

 b6 b7C

[redacted] advised that MBNA provides a benefit to its employees whereby anyone serving in military reserves or National Guard will continue to receive their salary if they are activated in certain capacities. These capacities involve Title 10 assignments, which include operations involved in the Iraq conflict and/or operations supporting the war on terror efforts. Only these assignments qualify for continued salary during deployment. On or around July 2002, MBNA employee [redacted] b6 b7C provided counterfeit miliary orders that purported to be a Title 10 deployment in the Maine Army National Guard (MEARNG). [redacted] continued receiving his full-time salary from this date until October 26, 2004. [redacted] provided two additional counterfeit order assignments on or around July 2003 and July 2004 (annual renewal of deployment orders). [redacted] provided a total of three sets of false orders.

On or around October 1, 2004, MBNA was made aware of the fact that [redacted] was not serving in a Title 10 capacity and notified the MEARNG, which in turn conducted its own investigation. [redacted] believes the MEARNG investigation identified all three sets of military orders provided to MBNA as counterfeit documents that did not reflect [redacted] accurate Guard assignment. [redacted] instead was working a regular full-time MEARNG job and would not have qualified for the MBNA pay benefit. [redacted] calculated that [redacted] received $94,494.00 in salary from MBNA that he was not entitled to receive. [redacted] has since been dismissed by MBNA. [redacted] will retain the original counterfeit MEARNG documents until they are needed. b6 b7C

[redacted] provided the following identifying data on [redacted]

Name:
Race:
Sex:
DOB:
SSAN:
Address:

Prior address:

Telephone Number:

[redacted] b6 b7C

b6
b7C

Employment history:

Military:

Education:

[redacted]

Automated Serial Permanent Charge-Out
FD-5a (1-5-94)

Date: 04/05/05 Time: 13:44

Case ID: 29C-BS-95073 Serial: 5

Description of Document:

Type : EMAIL
Date : 03/02/05
To : BOSTON
From : BOSTON
Topic: NEW 29 CASE - [redacted] b6 b7C

Reason for Permanent Charge-Out:

DELETE PER [redacted]

Employee: [redacted]

29C-BS-95073-5

MessageFrom: [redacted] (CID) (FBI) b6 b7C
Sent: Wednesday, February 09, 2005 2:46 PM
To [redacted] (BS) (FBI)
Cc [redacted] (BS) (FBI); [redacted] (CID) (FBI)
Subject: RE: Request to open a 29C - [redacted]

UNCLASSIFIED
NON-RECORD

Based on the information in your e-mail the FIFU concurs with opening this matter as a 29C. If investigation determines the loss to exceed $100,000 please reclassify appropriately to a 29B. I think that this is a good use of limited resources for liaison reasons. It looks as if there is an abuse of trust with his company. Insiders in your community need to know the Bureau is not looking the other way.

Please print a copy of this e-mail and place in the case file as HQ authority to pursue this matter as one of the first few serials.
Thanks for bring this to my attention and best of luck on the investigation.

SSA [redacted]
Financial Institution Fraud Unit
[redacted]
FBIHQ Rm . 7373

-----Original Message----- b6 b7C b7E
From: [redacted] (BS) (FBI)
Sent: Wednesday, February 09, 2005 1:40 PM
To [redacted] (CID) (FBI)
Cc [redacted] (BS) (FBI)
Subject: FW: Request to open a 29C case: $94,494

UNCLASSIFIED
NON-RECORD

SSA [redacted] b6 b7C
I received an Out of the Office Auto-Reply for the following email which I sent to [redacted]
Would you please review this request for authority to open an FIF case under $100,000 as a 29C?
This case, for $94k, is a significant case for Maine.
Thanks,

Done 3/22/05 [redacted]

081 [redacted] 01.TXT

29C-BS-95073-6

Acting SSRA [redacted] b6 b7C

-----Original Message-----
From [redacted] (BS) (FBI)
Sent: Wednesday, February 09, 2005 1:30 PM
To: [redacted] (CID) (FBI)
Cc [redacted] (BS) (FBI)
Subject: Request to open a 29C case: $94,494

UNCLASSIFIED
NON-RECORD

SSA [redacted]

I seek your authority to open a 29C case in our Augusta, Maine RA, which is under $100k. The actual loss is $94,494. The facts of the case are summarized as follows:

MBNA, in Belfast, Maine, provided [redacted] on [redacted] He was identified as being involved in a payroll fraud scheme at MBNA. MBNA provides a benefit to its employees where anyone serving in the military reserves or the National Guard will continue to receive their salary if they are activated in certain capacities. These capacities involve Title 10 assignments, which include operations in the Iraq conflict and/or supporting the war on terror. Only those assignments qualify for continued salary during deployment. On or around July 2002 [redacted] provided counterfeit military orders that purport to be a Title 10 deployment in the Maine Army National Guard. He continued receiving his full time salary from that date until 10/26/04. [redacted] provided two additional counterfeit order assignments on or around July 2003 and July 2004 (Annual Renewal of Deployment Orders). A total of three sets of false orders were provided to MBNA , by [redacted] in an effort to defraud MBNA by continuing his salary. Around 10/1/04 MBNA was made aware that [redacted] was not serving in a Title 10 capacity, and notified the Maine Army National Guard. The Guard's investigation identified all three sets of military orders which [redacted] provided to MBNA as counterfeit documents that did not reflec [redacted] accurate Guard assignment. [redacted] was instead working a regular, full time Guard job, and would not have qualified for the MBNA pay benefit. [redacted] obtained $94,494 in salary that he was not entitled to as a result of this scheme. b6 b7C b7E

It is requested that authority be granted for this matter to be opened.

Acting SSRA [redacted]
Boston / Portland Maine RA
[redacted]

UNCLASSIFIED

UNCLASSIFIED

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 03/17/2005

On February 28, 2005, [redacted] b6 b7C
[redacted] MBNA AMERICA, 1 Hatley Road, Belfast, Maine, was telephonically interviewed at his place of employment. [redacted] was advised of the identity of the interviewing Agent and the nature of the interview whereupon he provided the following information.

[redacted] advised that [redacted] had been employed at MBNA since October 1999, working in the area of Customer Assistance. [redacted] was promoted to a managerial position on January 25, 2001. [redacted] b6 b7C
[redacted] It was July 2002 that [redacted] submitted to MBNA Maine Army National Guard (MEARNG) orders reflecting that he had been called to active duty.

[redacted] was asked by the investigator if it was possible that [redacted] had e-mailed his MEARNG orders to MBNA. [redacted] replied that MBNA purges its e-mail every 30 days, so MBNA is unable to search its e-mail any further than the 30 day time frame. However, MBNA has a procedure that is followed when an e-mail is received. The e-mail received is printed and date/time stamped. The paper on which the e-mail is printed is ordinary copy paper. The MEARNG documents submitted by [redacted] b6 b7C were printed on stationary grade paper, thick and creme-colored, not white. In [redacted] opinion, the stationary grade paper was markedly different from paper that MBNA would have used to print an e-mail. [redacted] view is that [redacted] did not e-mail the MEARNG orders to MBNA.

[redacted] b6 b7C

Investigation on 02/28/2005 at Augusta, ME (telephonically)

File # 29C-BS-95073-7 Date dictated 03/07/2005

by SA [redacted]

[redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency;

076[redacted]06.wpd 29C-BS-95073-#7

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 03/31/2005

On March 17, 2005 [redacted] b6 b7C
[redacted] Payroll Unit, MBNA AMERICA, 1 Hatley Road, Belfast, Maine, was interviewed at her place of employment. THOMS was advised of the identity of the interviewing Agent and the nature of the interview, whereupon she provided the below-listed information. Present for the interview was [redacted] MBNA, [redacted]

[redacted] advised that [redacted] was a co-worker before he left MBNA on military leave. [redacted] stated that [redacted] signed up to go on military leave, he was excited about it. [redacted] did not like his current position at MBNA. [redacted] [redacted] in cubicles. [redacted] b6 b7C

[redacted] stated that [redacted] was a "slacker." [redacted] and the other co-workers were "on him," trying to get [redacted] to do his work. [redacted] and the other co-workers always ended up doing "the hard part." [redacted] always complained, he did not like his current assignment at MBNA. [redacted] b6 b7C

[redacted] knew that [redacted] was in the MAINE ARMY NATIONAL GUARD (MEARNG). [redacted] liked the military and showed his co-workers photographs of being overseas. [redacted] recalled that at one point [redacted] came to MBNA wearing military fatigues and talked with [redacted] in the Payroll Unit. It was [redacted] impression that [redacted] had volunteered for his military assignment. Around this same time frame, [redacted] transferred to the Payroll Unit, and part of her responsibility dealt with military leave. [redacted] remembers details of this time frame because it applied to her new job, and it also applied to a co-worker [redacted] impression is that [redacted] brought his first set of MEARNG orders to MBNA the day [redacted] saw him dressed in military fatigues. [redacted] thought the second and third set of orders were facsimiled to MBNA. If military orders were facsimiled into MBNA, they would be given to [redacted] b6 b7C

[redacted] recalled [redacted] explaining to [redacted] that he might not qualify for MBNA continuation of pay status because he was volunteering for his MEARNG position. [redacted] was not happy about that possibility. [redacted] believes this conversation occurred

Investigation on 03/17/2005 at Belfast, Maine

File # 29C-BS-95073 - 8 Date dictated 03/22/2005

by SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

around the time she saw [redacted] dressed in military fatigues. Shortly after [redacted] was no longer reporting to work at MBNA, he telephoned the Payroll Unit at MBNA and had a conversation with both [redacted] was told that no decision had been made yet in regards to his MBNA pay status. b6 b7C

[redacted] identified the following MBNA employees who she believes had the same impression as she, that is, [redacted] had volunteered for his position at the MEARNG: [redacted]

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 03/31/2005

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: 29C-BS-95073-9 (Pending)
29C-BS-95073-GJ-1

Title: [redacted]
MBNA AMERICA BANK - VICTIM;
BANK FRAUD

Synopsis: Request opening of sub-file GJ.

Enclosure(s): Enclosed for the Grand Jury subfile is a Rule 6(e) Certification for Disclosure to FBI Employees Assisting Case Agent.

Details: Writer requests sub-file GJ be opened as a repository for Grand Jury information.

♦♦

O+A GJ subfile
assigned to SA [redacted] b6 b7C
4/9/05 [redacted]
Done 3/11/05 [redacted]

.090[redacted]01.wpd

29C-BS-95073-9

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 03/31/2005

On March 17, 2005, [redacted] b6 b7C
[redacted] MBNA AMERICA, 1 Hatley Road, Belfast, Maine, [redacted] was interviewed at her place of employment. [redacted] was advised of the identity of the interviewing Agent and the nature of the interview, whereupon she provided the below-listed information.

[redacted] advised that after the terrorist attack on September 11, 2001, MBNA changed its policy and offered continuation of pay to MBNA employees who served in specific roles in the military, fighting the war on terror. Continuation of pay status meant the MBNA employee would receive his or her full salary while serving in specific roles in the military. [redacted] stated that it took a while for MBNA to develop an effective procedure to process the continuation of pay request. The responsibility for developing the continuation of pay procedure and maintaining the process was in addition to the personnel unit's regular responsibilities. In 2002, MBNA had approximately 30 employees on continuation of pay status.

[redacted] is uncertain how or when [redacted] MAINE ARMY NATIONAL GUARD (MEARNG) orders first arrived at MBNA. She does not believe the orders were facsimiled, because there was no header reflecting facsimile information on the documents. [redacted] MEARNG orders would have arrived at [redacted] department at some point, because her unit manages all military leave. [redacted] stated that at the time, she had no reason to question [redacted] MEARNG orders, they "looked official." Based on MBNA's new continuation of pay policy, she assumed [redacted] qualified. [redacted] status was changed to "paid leave." [redacted] recalled that [redacted] had told her of an e-mail [redacted] sent before he left MBNA. [redacted] had worked in [redacted] department. [redacted] sent a department wide e-mail stating words to the effect, "Enjoyed working with you. I'll be on military leave, receiving chemical warfare training, then working antiterrorism." [redacted] stated that no one kept a copy of [redacted] e-mail. [redacted] second set of MEARNG orders arrived at MBNA, and [redacted] forwarded them to the Personnel Department. [redacted] third set of military orders arrived and were processed. b6 b7C

1 [redacted] b6 b7C

Investigation on 03/17/2005 at Belfast, Maine

File # 29C-BS-95073 -10 Date dictated 03/22/2005

by SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

090[redacted]04.wpd

29C-BS-95073-10

b6
b7C

[redacted] recalled that the continuation of pay policy was initiated in 2002, and in the spring of 2003 [redacted] conducted an audit of the continuation of pay paperwork. The continuation of pay procedure was still evolving because it was a new process. During the audit, [redacted] discovered that she could not locate a Leave of Absence form for [redacted]. Since [redacted] was no longer in the MBNA office, [redacted] asked the MBNA department where [redacted] had been assigned to complete the Leave of Absence form.

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[redacted] stated that in the fall of 2004, another employee in her department, [redacted] received a telephone call from [redacted] was an MBNA employee receiving the continuation of pay, due to military duty. [redacted] advised [redacted] that he had accepted a full-time position with the MEARNG and would no longer qualify for the MBNA continuation of pay. [redacted] also advised [redacted] that [redacted] position with the MEARNG did not qualify for the MBNA continuation of pay.

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When [redacted] was advised by [redacted] of the possibility that [redacted] did not qualify for the continuation of pay status, [redacted] contacted Major [redacted] at MEARNG. Major [redacted] later advised that [redacted] MEARNG position did not qualify for the continuation of pay status. [redacted] has since consulted with Major [redacted] on all other MBNA employees in continuation of pay status, to confirm that those employees do in fact qualify. [redacted] learned that each employee did qualify. [redacted] now reviews all MEARNG orders to see that "Operation Enduring Freedom" is clearly stated. Additionally, [redacted] contacts Major [redacted] on each set of MEARNG orders, to verify their authenticity.

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[redacted] now realizes that [redacted] orders were different from the other MBNA employees, on military duty, qualifying for continuation of pay. [redacted] orders were printed on nice stock paper, thick, cream colored bonded paper. [redacted] also noted that [redacted] was very timely getting his updated orders to MBNA. The other MBNA employees, on continuation of pay, facsimiled their orders into MBNA, and some had to be reminded.

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 03/31/2005

On March 30, 2005, the attached two-page document was received via U.S. Postal Service, from [redacted] MBNA AMERICA, 1 Hatley Road, Belfast, Maine. The document is a report from MBNA's Payroll Department, reflecting payments to [redacted] from August 30, 2002 through October 22, 2004. The document itemizes the 57 pay periods during that time frame, and reflects that moneys from each pay period were direct deposited into BANGOR SAVINGS BANK, [redacted] The document also reflects one bonus check issued in November of 2002. The net total paid to [redacted] is $59,388.11. The gross total is $97,016.91.

b6
b7C

b6
b7C
[redacted]

Investigation on 03/30/2005 at Augusta, Maine

File # 29C-BS-95073 -11 Date dictated 03/31/2005

by SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agenc it and its contents are not to be distributed outside your agency.

[redacted] 302

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 03/31/2005

On March 17, 2005, [redacted] b6 b7C
[redacted] MBNA AMERICA, 1 Hatley Road, Belfast, Maine, [redacted] was interviewed at her place of employment. [redacted] was advised of the identity of the interviewing Agent and the nature of the interview, whereupon she provided the below-listed information. Present during the interview was [redacted] MBNA, [redacted]

[redacted] advised that she was [redacted] supervisor at MBNA when he went on military leave. [redacted] recalled that [redacted] sent an e-mail to everyone in his MBNA work unit, stating that it was great working with everyone and that he would be serving his country in the armed forces. [redacted] stated that the e-mail seemed odd, it was written as if [redacted] was not returning to MBNA. [redacted] does not have a copy of the e-mail, and does not believe that any of the recipients kept a copy. b6 b7C

[redacted] recalled that [redacted] approached her in 2002 and stated that he had military orders, that he might be working at an airport. [redacted] told [redacted] that he needed to produce his MAINE ARMY NATIONAL GUARD (MEARNG) orders to payroll. [redacted] and [redacted] did not discuss what his pay status would be. The payroll coordinator would discuss the pay status with [redacted] thought that the Payroll Unit would also complete the Leave of Absence Form. b6 b7C

Within a week of [redacted] initial discussion with [redacted] said he had military orders. The time frame was summer of 2002. [redacted] did not question [redacted] receiving orders. She knew he was in the military, and MBNA's policy is to produce your military orders, which he did. At that time many people were being deployed by the military. b6 b7C

[redacted] stated that [redacted] had been in her unit for approximately four months. She did not recall any problems with [redacted] in his new position. However, [redacted] had been demoted from another position, and [redacted] had not written performance appraisals for employees under his supervision. [redacted] coordinated with [redacted] former supervisor, [redacted] and they conducted the work [redacted] had not completed. b6 b7C

Investigation on 03/17/2005 at Belfast, Maine

File # 29C-BS-95073 - 12 Date dictated 03/22/2005

by SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

[redacted] characterized [redacted] as casual and nonchalant with no sense of urgency about his work. [redacted] did not observe [redacted] to put much effort into his work. [redacted] last performance appraisal as section manager was very low, which contributed to his demotion. b6 b7C

[redacted] last saw [redacted] in August of 2004, at RUBY TUESDAY'S RESTAURANT, at the mall in Bangor, Maine. [redacted] was having dinner with [redacted] and saw [redacted] told her that it is great what he is doing, and he was not sure if he was coming back to MBNA.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 03/23/2005

On March 17, 2005 [redacted] b6 b7C
[redacted] MBNA AMERICA, 1 Hatley Road, Belfast, Maine, [redacted] was interviewed at her place of employment. [redacted] was advised of the identity of the interviewing Agent and the nature of the interview, whereupon she provided the below-listed information. Present during the interview was [redacted] MBNA [redacted]

[redacted] advised that her current employment responsibilities include coordinating with MBNA's Personnel Unit. The Personnel Unit determines if an employee on military leave qualifies for Continuation Of Pay status. [redacted] typically works with [redacted] in the Personnel Unit. b6 b7C

In and around 2001 and 2002, [redacted] worked in the same department at MBNA as [redacted] recalled [redacted] because they were on the same team and sat near each other. [redacted] had different roles on the team. Their work space was located next to the Personnel Unit. [redacted] recalled that in the summer of 2001, [redacted] left for a period of time to participate in MAINE ARMY NATIONAL GUARD (MEARNG) training. Upon his return, [redacted] asked [redacted] if MBNA would pay him his full salary for the period of time he had been at the MEARNG training. [redacted] said MBNA would pay the difference between his MEARNG salary for the summer training period and his MBNA salary, so he would not receive less than his MBNA salary. [redacted] wanted 100 percent of his MBNA salary, plus his MEARNG salary. [redacted] told him no, that the MBNA policy did not allow for that. The policy stated that after an employee returned from an MEARNG training, he could submit a voucher reflecting his MEARNG pay and MBNA would pay the employee the remaining amount that would equal the employee's salary. [redacted] questioned her, and stated that he knew others that were paid fully from both sources. [redacted] stated that the MBNA employees were from other departments. [redacted] advised she does not know if the other MBNA employees who were in the MEARNG were actually paid more than [redacted] received but she does not believe so. [redacted] never pursued it and only heard [redacted] complaints about it. [redacted] believed that [redacted] b6 b7C

[redacted]

Investigation on 03/17/2005 at Belfast, Maine

File # 29C-BS-95073 -13 Date dictated 03/22/2005

by SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency;

[redacted] 02.wpd

[redacted]

complaints were consistent with his overall negative attitude that he exhibited.

[redacted] recalled that [redacted] at MBNA. [redacted] made it very clear that he did not like his job and that he did not like what he was doing. Other co-workers were frustrated with [redacted] Beginning in the fall of 2001, [redacted] continued to make statements similar to, "Well I'll just go into the military and get paid from both places." In and around the spring of 2002, [redacted] told [redacted] that he had an opportunity and he was going to volunteer for an education/training program in the MEARNG. [redacted] is another MBNA co-worker who may have heard [redacted] say he was going to volunteer for a position at the MEARNG.

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[redacted] recalled [redacted] asking her many times if he would be paid his full MBNA salary when he left for his MEARNG job. [redacted] told [redacted] that his MBNA pay status was dependent on how his MEARNG orders read. [redacted] never committed to a specific answer. It was after MBNA received [redacted] MEARNG orders that the decision was made that he qualified for the continuation of pay, which meant that he would be paid his entire MBNA salary. The decision was made by [redacted] in the MBNA Personnel Department.

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b7C

[redacted] received a copy of [redacted] first set of MEARNG orders through MBNA's Personnel Department. [redacted] has no recollection regarding [redacted] second set of orders. The third set of [redacted] MEARNG orders, [redacted] believes arrived at MBNA through a friend. [redacted] does not think the third set of orders were mailed because they were not folded, and it is unlikely a large Manila envelope would have been opened by other MBNA personnel. In [redacted] current position she usually has to remind MBNA personnel on military leave to submit updated orders. Those individuals usually facsimile the orders from the military base, to MBNA, with an MEARNG cover sheet. [redacted] was never reminded to submit his MEARNG orders, and his orders were different from the other MBNA employees in the continuation of pay status due to military duty. The Leave of Absence Form was completed at MBNA regardless if an employee was to be in paid or unpaid status. The form was usually completed by the department manager with the employee, and then the form would be sent to Personnel. [redacted] should have signed a Leave of Absence Form, but it might not have been retained.

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b7C

[redacted] advised that she has always questioned why MBNA was paying [redacted] his full MBNA salary while working for the MEARNG. [redacted] recalled that [redacted] stated that he was going to volunteer for an MEARNG position. [redacted] does not believe that [redacted] position qualifies for the MBNA continuation of pay status.

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b7C

The following investigation was conducted by Special Agent (SA) [redacted] in Augusta, Maine, on March 21, 2005:

A record check of the STATE OF MAINE, BUREAU OF MOTOR VEHICLES, reflected the following information:

Name: [redacted]
Sex:
Date of Birth:
Height:
Weight:
Hair:
Eyes:
Driver's License Number: [redacted] b6 b7C
Issued: December 9, 2004
Expires: [redacted]
Social Security Account Number:
Address: [redacted]

Vehicle Registrations: [redacted]

A search of the records of the NCIC Interstate Identification Index yielded no identifiable record with [redacted] b6 b7C

[redacted]

Done 4/13/05 [redacted]

[redacted]

A search of the records of the STATE OF MAINE, BUREAU OF IDENTIFICATION, yielded no identifiable record with [redacted] b6 b7C

29C-BS-95073 15

b6
b7C

29C-BS-95073

[redacted] (BS) (FBI)

b6
b7C

From: [redacted] (CID) (FBI)
Sent: Wednesday, February 09, 2005 2:46 PM
To: [redacted] (BS) (FBI)
Cc: [redacted] (BS) (FBI); [redacted] (CID) (FBI)
Subject: RE: Request to open a 29C - [redacted]

UNCLASSIFIED
NON-RECORD

Based on the information in your e-mail the FIFU concurs with opening this matter as a 29C. If investigation determines the loss to **exceed $100,000 please reclassify appropriately to a 29B**. I think that this is a good use of limited resources for liaison reasons. It looks as if there is an abuse of trust with his company. Insiders in your community need to know the Bureau is not looking the other way.

Please print a copy of this e-mail and place in the case file as HQ authority to pursue this matter as one of the first few serials.

Thanks for bring this to my attention and best of luck on the investigation.

SSA [redacted]
Financial Institution Fraud Unit
[redacted] (fax)
FBIHQ Rm . 7373

b6
b7C
b7E

-----Original Message-----
From: [redacted] (BS) (FBI)
Sent: Wednesday, February 09, 2005 1:40 PM
To: [redacted] (CID) (FBI)
Cc: [redacted] (BS) (FBI)
Subject: FW: Request to open a 29C case: $94,494

UNCLASSIFIED
NON-RECORD

SSA [redacted]
I received an Out of the Office Auto-Reply for the following email which I sent to [redacted] Would you please review this request for authority to open an FIF case under $100,000 as a 29C? This case, for $94k, is a significant case for Maine.
Thanks,
Acting SSRA [redacted]

b6
b7C

-----Original Message-----
From: [redacted] (BS) (FBI)
Sent: Wednesday, February 09, 2005 1:30 PM
To: [redacted] (CID) (FBI)
Cc: [redacted] (BS) (FBI)
Subject: Request to open a 29C case: $94,494

UNCLASSIFIED
NON-RECORD

SSA [redacted]
I seek your authority to open a 29C case in our Augusta, Maine RA, which is under $100k. The actual loss is $94,494. The facts of the case are summarized as follows:
MBNA, in Belfast, Maine, provided a [redacted] He was identified as being involved in a payroll fraud scheme at MBNA. MBNA provides a benefit to its employees where anyone serving in the military reserves or the National Guard will continue to receive their salary if they are activated in certain capacities. These capacities involve Title 10 assignments, which include operations in the Iraq conflict and/or supporting the war on terror. Only those assignments qualify for continued salary during deployment. On or around July 2002, [redacted] provided counterfeit military orders that purport to be a Title 10 deployment in the Maine Army National Guard. He continued receiving his full time salary from that date until 10/26/04. [redacted] provided two additional counterfeit order assignments on or around July 2003 and July 2004 (Annual Renewal of Deployment Orders). A total of three sets of false orders were provided to MBNA, by [redacted] in an effort to defraud MBNA by continuing his salary. Around 10/1/04 MBNA was made aware that [redacted] was not serving in a Title 10 capacity, and notified the Maine Army National Guard. The Guard's investigation identified all three sets of military orders which [redacted] provided to MBNA as counterfeit documents that did not reflect [redacted] accurate Guard assignment. [redacted] was instead working a regular, full time Guard job, and would not have qualified for the MBNA pay benefit. Basher obtained $94,494 in salary that he was not entitled to as a result of this scheme.

b6
b7C
b7E

It is requested that authority be granted for this matter to be opened.

Acting SSRA [redacted]
Boston / Portland Maine RA
[redacted]

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 02/06/2006

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: ~~29~~C-BS-95073 (Pending) ~ 16

Title: [redacted]
MBNA AMERICA BANK-VICTIM;
BANK FRAUD

Synopsis: Case update.

Details: On 02/02/2006, writer consulted with AUSA [redacted] b5 b6 b7C
[redacted] U.S. Attorney's Office, District of Maine. AUSA
[redacted]

♦♦

[redacted] b6 b7C

oc [redacted] 02.wpd

29C-BS-95073-16

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 05/19/2006

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted]

Approved By [redacted]

Drafted By: [redacted] b6 b7C b7E

Case ID #: ~~29~~C-BS-95073 (Pending)-17

Title: [redacted]
MBNA AMERICA BANK - VICTIM;
BANK FRAUD

Synopsis: Case update.

Details: On 05/16/2006 writer contacted AUSA [redacted] U.S. Attorney's Office, District of Maine. AUSA [redacted] advised that she would issue a target letter to captioned subject, via certified mail. Writer requested that a copy of the target letter be sent to the Augusta RA. b6 b7C

♦♦

[redacted] b6 b7C

[redacted] 04.wpd

29C-BS-95073-17

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 05/31/2006

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By [redacted]

Drafted By: [redacted]

Case ID #: 29C-BS-95073 (Pending)-18

Title: [redacted]
MBNA AMERICA BANK - VICTIM;
BANK FRAUD

Synopsis: Target letter issued.

Enclosure(s): Enclosed is a copy of a target letter, dated 05/17/2006, addressed to subject.

Details: Enclosed is a copy of a target letter, dated 05/17/2006, addressed to [redacted] The letter was sent by the U.S. Attorney's Office, District of Maine, to [redacted] via certified mail. The letter states that [redacted] or his attorney should contact the U.S. Attorney's Office in Portland, ME by 06/16/2006, or appropriate action will be taken.

♦♦

b6 b7C

[redacted]

45 [redacted] OT.wpd

29C-BS-95073-18

U.S. Department of Justice

United States Attorney
District of Maine

100 Middle Street, East Tower, 6th Floor
Portland, ME 04101

(207) 780-3257
TTY (207) 780-3060
Fax (207) 780-3304

May 17, 2006

[redacted]

b6
b7C

Dear [redacted]

This letter is to inform you that you are a target of an investigation that is being conducted by the United States Department of Justice, Federal Bureau of Investigation in conjunction with this Office. By United States Justice Department definition, a "target" is a person as to whom the attorney for the government: (a) has substantial evidence linking that person to the commission of a crime or to other wrongful conduct; and (b) anticipates seeking an indictment or naming as a defendant in a civil law enforcement proceeding. Investigators have received substantial evidence relating to your involvement in the fraudulent receipt of payroll funds from MBNA.

Under the circumstances of this case, it appears appropriate for us to discuss this matter with you, if you wish to do so, before we take further action with respect to you. I suggest that it would be appropriate for you to obtain an attorney to represent you in connection with any such discussions and with respect to any charges which might arise out of your alleged involvement in this matter. If you are not financially able to retain the services of an attorney, you may be eligible to have an attorney assigned by the United States District Court to represent you in this case. If you cannot afford an attorney, you may make arrangements with the United States District Court Clerk's Office, 202 Harlow Street, Bangor, Maine. It will be necessary for you to present this letter to the Clerk when you request the appointment of counsel.

I urge you to obtain an attorney. If I have not heard from you or an attorney on your behalf by by June 16, 2006, then this Office will take appropriate action. Thank you for your immediate attention to this matter.

Sincerely,

Paula D. Silsby
United States Attorney

[redacted]

b6
b7C

cc: [redacted]

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 06/07/2006

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: 29C-BS-95073 (Pending) - 19

Title: [redacted]
MBNA AMERICA BANK - VICTIM;
BANK FRAUD

Synopsis: Target letter reissued.

Enclosure(s): Enclosed is a copy of a target letter, dated 06/01/2006, addressed to subject.

Details: Enclosed is a copy of a target letter, dated 06/01/2006, addressed to [redacted] b6 b7C 04903. The letter was sent by the U.S. Attorney's Office, District of Maine, to [redacted] via certified mail. The letter states that Basher or his attorney should contact the U.S. Attorney's Office in Portland, ME by 07/01/2006 or appropriate action will be taken. The prior target letter sent to [redacted] which was dated 05/17/2006, was sent to [redacted]

[redacted]

♦♦

[redacted] b6 b7C

458 [redacted] 01.wpd

29C-BS-95073-19

U.S. Department of Justice

United States Attorney
District of Maine

100 Middle Street, East Tower, 6th Floor
Portland, ME 04101

(207) 780-3257
TTY (207) 780-3060
Fax (207) 780-3304

June 1, 2006

b6
b7C

[redacted]

Dear [redacted]

This letter is to inform you that you are a target of an investigation that is being conducted by the United States Department of Justice, Federal Bureau of Investigation in conjunction with this Office. By United States Justice Department definition, a "target" is a person as to whom the attorney for the government: (a) has substantial evidence linking that person to the commission of a crime or to other wrongful conduct; and (b) anticipates seeking an indictment or naming as a defendant in a civil law enforcement proceeding. Investigators have received substantial evidence relating to your involvement in the fraudulent receipt of payroll funds from MBNA.

Under the circumstances of this case, it appears appropriate for us to discuss this matter with you, if you wish to do so, before we take further action with respect to you. I suggest that it would be appropriate for you to obtain an attorney to represent you in connection with any such discussions and with respect to any charges which might arise out of your alleged involvement in this matter. If you are not financially able to retain the services of an attorney, you may be eligible to have an attorney assigned by the United States District Court to represent you in this case. If you cannot afford an attorney, you may make arrangements with the United States District Court Clerk's Office, 202 Harlow Street, Bangor, Maine. It will be necessary for you to present this letter to the Clerk when you request the appointment of counsel.

I urge you to obtain an attorney. If I have not heard from you or an attorney on your behalf by by July 1, 2006, then this Office will take appropriate action. Thank you for your immediate attention to this matter.

Sincerely,

Paula D. Silsby
United States Attorney

b6
b7C

[redacted]

cc: [redacted]

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 06/14/2006

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: 29C-BS-95073 (Pending) - 20

Title: [redacted]
MBNA AMERICA BANK - VICTIM;
BANK FRAUD

Synopsis: Case update.

Details: On 06/12/2006, the U.S. Attorney's Office, District of Maine, advised that [redacted] signed the certified mail receipt for his target letter on 06/07/2006. b6 b7C

♦♦

[redacted]

165 [redacted] 01.wpd

29C-BS-95073-20

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 08/29/2006

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: ~~29C~~-BS-95073 (Pending) - 21

Title: [redacted]
MBNA AMERICA BANK - VICTIM;
BANK FRAUD

Synopsis: Case update.

Details: Subject is being represented by defense attorney [redacted] has contacted the United States Attorney's Office, District of Maine, to explore the possibility of [redacted] entering a guilty plea. On 08/23/2006, writer met with AUSA [redacted] b5 b6 b7C

♦♦

[redacted]

244 [redacted] 244mpD

29C-BS-95073-21

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 08/29/2006

On August 22, 2006, Colonel [redacted] full-time Judge Advocate, Maine Army National Guard (MEANG), Camp Keyes, Augusta, Maine, telephonically advised the following. b6 b7C

On September 11, 2005, [redacted] received an "other than honorable discharge" and his rank was reduced to E-1.

[redacted] b6 b7C

[redacted]

Investigation on 08/22/2006 at Augusta, ME (telephonically)

File # 29C-BS-95073-22 Date dictated 08/22/2006

by SA [redacted]

24A [redacted] 02, WFO

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

29C-BS-95073-22

FD-919 (Rev. 06-05-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 12/22/2006

To: Boston

From: Boston
Victim Specialist C-8
Contact: [redacted] b6 b7C b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: ~~29C-BS-95073 (Pending)~~ -23
[redacted]

Title: VICTIM NOTIFICATION FORM

Synopsis: USAO ME ERROR LOG

Reference: 29C-BS-95073 Serial 1

Details:

VnsCase#: 29C-BS-95073
CAgtName: [redacted] b6 b7C
PContact: Business
BusName : MBNA America Bank
BusEIN : 000000000
BusAcct :
VicFirN : [redacted]
VicMidN :
VicLastN:
SSAN :
VicDate : 20050207
VicDOD :
VicMinor:
DOB :
Race :
Sex :
Addr :
Addr2 :
City :
State :
Country :
Zip :
Email :
HPhone :

29C-BS-95073-23

Fax :
VWrkAddr: 1 Hatley Rd
VWrkadd2:
VWrkCity: Belfast
VWrkSt : ME
VWrkCtry: US
VWrkZip :
WEmail :
WPhone :
WFax :
VicPager:
NOKFirN :
NOKMidN :
NOKLastN:
NOKRel :
NOKAddr :
NOKAddr2:
NOKCity :
NOKState:
NOKCtry :
NOKZip :
NOKHEmal:
NOKWEmal:
NOKHPho :
NOKWPho :
NOKHFax :
NOKWFax :
NOKPager:
GrdFirN :
GrdMidN :
GrdLastN:
GrdRel :
GrdAddr :
GrdAddr2:
GrdCity :
GrdState:
GrdCtry :
GrdZip :
GrdHEmal:
GrdWEmal:
GrdHPho :
GrdWPho :
GrdHFax :
GrdWFax :
GrdPager:
PropRet :
TotLoss : 000000000
Lang. :
Disable :

♦♦

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 12/21/2006

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By [redacted]

Drafted By: [redacted]

Case ID #: ~~29~~C-BS-95073 (Pending) -#24

Title: [redacted]
MBNA AMERICA BANK-VICTIM;
BANK FRAUD

Synopsis: Required classification change.

Reference: 319O-HQ-A1487624

Details: Referenced communication, dated 10/03/2006, requires the alpha reclassification of captioned case from 29C to 29R. It is requested that the alpha designation of captioned file number be changed to R in ACS.

Reclassify to 29R

[redacted] b6 b7C

[redacted]

355[redacted]01.wpd

29C-BS-95073-24

LEAD(s):

Set Lead 1: (Action)

BOSTON

AT PORTLAND, ME

It is requested that the alpha designation of captioned file number be changed to R in ACS.

♦♦

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 01/09/2007

On December 8, 2006, Colonel [redacted] full-time Judge Advocate, MAINE ARMY NATIONAL GUARD (MEARNG), CAMP KEYES, Augusta, Maine, was telephonically interviewed. Colonel [redacted] was advised of the identity of the interviewing Agent and the nature of the interview, whereupon he provided the following information:

Colonel [redacted] was asked if MEARNG soldiers "volunteered" to work at the airport following 9/11. Colonel [redacted] stated that the procedure was to ask MEARNG soldiers if they were available for duty at the airport. Colonel [redacted] explained that the MEARNG was trying to be helpful to the soldiers and their situation, such as if someone was unemployed. The individuals who were identified as willing to work at the airport were then "activated." Colonel [redacted] also used the phrase "put on orders," to described the action. Colonel [redacted] noted that, conversely, [redacted] responded to an advertised position and submitted an application for full-time employment.

[redacted]

Investigation on 12/08/2006 at Augusta, Maine (telephonically)

File # 29R-BS-95073-25 Date dictated 12/13/2006

by SA [redacted] [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

00[redacted]01.wpd

29R-BS-95073-25

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 01/09/2007

On December 8, 2006, [redacted] BANK OF AMERICA, Northeast Region, Delaware, was telephonically interviewed. [redacted] was advised of the identity of the interviewing Agent and the nature of the interview. [redacted] was aware that the current investigation involved MBNA, which has since merged with BANK OF AMERICA. b6 b7C

[redacted] provided, via facsimile, a four-page MBNA internal memorandum, dated October 25, 2001, subject: Notification of Change and Procedure Personnel Policy No. 508 - Uniformed Services Leave and Reserve Duty. A copy of the memorandum has been submitted to the file.

The memorandum states, in part:

> **"October's topic: Uniformed Services Leave for people on ACTIVE DUTY resulting from the events of September 11.**
>
> This change in procedure is effective **for all full-, prime- and part-time MBNA people called to active duty on September 11, 2001**, or after, or those whose call to duty was extended as a result of the terrorist acts on this date.
>
> In recognition of federal law and the military obligations of MBNA people, MBNA's policy has been that all full-, prime-, and part-time MBNA people are eligible for a Uniformed Services Leave (USL) of absence. Now, to further support our armed forces and those providing emergency government service related to the recent acts of terrorism, **MBNA will provide both a leave of absence and salary continuation**, including shift differential when applicable. This policy revision will apply to all full-, prime-, and part-time MBNA people and ensure that anyone who is called to serve will be compensated at 100% of his or her current salary.
>
> People are eligible for a leave of absence for the entire period they are on active duty. MBNA [redacted] b6 b7C

Investigation on 12/08/2006 at Augusta, Maine (telephonically)

File # 29R-BS-95073-26 Date dictated 12/13/2006

by SA [redacted] [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

will review the practice of providing paid leave on an annual basis. Paid USL will end when an individual is discharged from active military duty in the uniformed services.

All MBNA people performing military service through weekend or summer reserve duty will continue to be eligible for unpaid leave. For more information on these leaves, please refer to Personnel Policy No. 508, Uniformed Services Leave and Reserve Duty. The policy can be located on MBNA PeopleNet, at Personnel/PersonnelPolicies/Section 500.

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Who is eligible for <u>paid</u> USL?

All full-, prime-, and part-time people who are called to active duty in the U.S. Uniformed Services, including the U.S. Army, U.S. Navy, U.S. Air Force, U.S. Marine Corps, U.S. Coast Guard, The National Guard, U.S. Public Health Service Commissioned Corps, and the National Oceanic and Atmospheric Administration, will be granted a paid, job-protected leave of absence.

This change in policy is effective for anyone called to serve on or after September 11, 2001, as a result of the terrorist acts on this date, or those whose call to duty was extended as a result of those acts."

[redacted] reviewed MBNA/BANK OF AMERICA documents regarding the above described Uniformed Services Leave continuation of pay policy, and determined that between September 2001 and July 2002, six MBNA employees in Maine requested continuation of pay status based on the above policy, and none were denied, all were approved.

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 01/22/2007

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By [redacted]

Drafted By: [redacted]

Case ID #: 29R-BS-95073 (Pending) - 27

Title: CHANGED
[redacted]
BANK OF AMERICA - VICTIM;
BANK FRAUD

Synopsis: Title change and case update.

Previous Title: Title marked "Changed" to reflect merger of MBNA America and Bank of America . Title previously carried as [redacted] MBNA AMERICA BANK - VICTIM; BANK FRAUD." b5 b6 b7C

Details: On 01/22/2007, writer spoke with AUSA [redacted] regarding captioned case. AUSA [redacted]

♦♦

[redacted]

022 [redacted] 07wpd

29R-BS-95073-27

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 03/06/2007

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: ~~29~~R-BS-95073 (Pending)-28

Title: [redacted]
BANK OF AMERICA - VICTIM;
BANK FRAUD

Synopsis: Case update.

Details: On 03/06/2007, writer contacted AUSA [redacted] b5 b6 b7C regarding captioned case. AUSA [redacted]

[redacted]

♦♦

[redacted]

065 02.wpd

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 05/01/2007

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: ~~29~~R-BS-95073 (Pending)-30
29R-BS-95073-GJ (Pending)-6

Title: [redacted]
BANK OF AMERICA - VICTIM
BANK FRAUD

Synopsis: Subject indicted.

Enclosure(s): Enclosed for Sub GJ is a copy of the indictment.

Details: On 04/25/2007, [redacted] b6 b7C was indicted by a Federal Grand Jury on 57 counts of violation of Title 18 U.S.C. 1343 (wire fraud). [redacted] initial appearance is scheduled for 05/05/2007.

♦♦

[redacted] b6 b7C

1Z1 [redacted] 62 WFD

29R-BS-95073-30

FD-515 (Rev. 11-10-05)

Squad supervisor approval (please initial)

Accomplishment Report
(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared _____
Date Loaded _____
Data Loader's Initials _____

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b7C
b7E

Accomplishment involves: (check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☐
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) __, __, __, __
A, B, C, D

Task Force

File Number	Stat Agent Soc. Sec. No.	Stat Agent Name	RA	Squad
29R-BS-95073			AUC	POST

Investigative Assistance or Technique Used
1-Used, but did not help
2 -Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.- ITC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover			NCAVC / VI - CAP			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs
		Eng. Field Spt.			Show Money			Crisis Neg. - Local			CART
		Eng. Tape Ex			SOG Asst.			ERT Asst.			Asset Forf Prog
		Legats Asst.			Swat Team			Butte - ITC			Forf Support Proj
		Evid Purchase			Tech. Ag/Equip.			Sav - ITC			TFOS/CTD
		Inf/CW Info			Phone Toll Rec			Poc - ITC			CXS/CTD

A. Complaint / Information / Indictment
☒ Federal ☐ Local ☐ International
Complaint Date: _____
Check if Civil Rico Complaint ☐
Information Date: _____
Indictment Date: 4-25-07

B. Locate/ Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: _____
Arrest Date: _____
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: _____
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: _____
Code • _____ ✓ Amount $_____
Code • _____ ✓ Amount $_____
Restitution Date: _____
☐ Court Ordered ☐ Pretrial Diversion
Code • _____ ✓ Amount $_____
PELP Date: _____
Code • _____ ✓ Amount $_____

E. Hostage(s) Released Date: _____
Released by: ☐ Terrorist ☐ Other
Number of Hostages: _____

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: _____
Subject Description Code: _____ •(___)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: _____ Judicial District: _____

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts
18	1343	57

H. Sentence Date: _____
Sentence Type: _____, _____, _____ •
In Jail: Years_____ Months _____
Suspended: Years_____ Months _____
Probation: Years_____ Months _____
Fines: $_____

I. Disruption/Dismantlement: ✓
Disruption Date: _____
Dismantlement Date: _____
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: _____
Also Complete "Section G"
Other Civil Matters Date: _____
Judgment ____ ____ ____ ____ •
Judicial Outcome ____ ____ ____ ____ •x
Amount $_____
Suspension: Years _____ Months _____

K. Administrative Sanction Date: _____
Subject Description Code _____ •
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year_____ Months _____

L. Asset Seizure Date: _____
Asset Forfeiture Date: _____
CATS # Mandatory _____
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do **not** indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: _____

N. Drug Seizures ✓ Date: _____
Drug Code • _____
Weight _____ Code • _____
FDIN _____
Do **not** indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: _____
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race•	Sex	Date of Birth	Social Security No. (if available)

b6
b7C

For Indictments/Convictions only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515: 31

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

For Further Instructions See: MAOP, Part II, Sections 3-5 thru 3-5.3.
Revised 11/10/05

PROPERTY CODES

01	Cash
02	Stocks, Bonds or Negot. Instruments
03	General Retail Merchandise
04	Vehicles
05	Heavy Machinery & Equipment
06	Aircraft
07	Jewelry
08	Vessels
09	Art, Antiques or Rare Collections
11	Real Property
20	All Other

SENTENCE TYPES

CP	Capital Punishment
JS	Jail Sentence
LP	Life Parole
LS	Life Sentence
NS	No Sentence (Subject is a Fugitive, Insane, has Died, or is a Corporation)
PB	Probation
SJ	Suspension of Jail Sentence
YC	Youth Correction Act

PELP CODES

22	Counterfeit Stocks/Bonds/Currency/ Negotiable Instruments
23	Counterfeit/Pirated Sound Recordings or Motion Pictures
24	Bank Theft Scheme Aborted
25	Ransom, Extortion or Bribe Demand Aborted
26	Theft From or Fraud Against Government Scheme Aborted
27	Commercial or Industrial Theft Scheme Aborted
30	All Other

RACE CODES

A	Asian/Pacific Islander
B	Black
I	Indian/American
U	Unknown
W	White
X	Nonindividual

AGENCY CODES

AFOSI	Air Force Office of Special Investigations
ACIS	Army Criminal Investigative Service
BATF	Bureau of Alcohol, Tobacco & Firearms
BIA	Bureau of Indian Affairs
CBP	Customs and Border Protection
DCAA	Defense Contract Audit Agency
DCIS	Defense Criminal Investigative Service
DEA	Drug Enforcement Administration
DOC	Department of Corrections
DOI	Dept. of Interior
DHS	Dept. of Homeland Security
EPA	Environmental Protection Agency
FAA	Federal Aviation Administration
FDA	Food and Drug Administration
HHS	Dept. of Health & Human Services
HUD	Dept. of Housing & Urban Development
ICE	Immigration and Customs Enforcement
IRS	Internal Revenue Service
NASA	Nat'l Aeronautics & Space Admin
NBIS	Nat'l NARC Border Interdiction
NCIS	Naval Criminal Investigative Service
RCMP	Royal Canadian Mounted Police
SBA	Small Business Administration
USCG	U.S. Coast Guard
USDS	U.S. Department of State
USMS	U.S. Marshals Service
USPS	U.S. Postal Service
USSS	U.S. Secret Service
USTR	U.S. Treasury
LOC	Local
CITY	City
COUN	County
ST	State
OTHR	Other

JUDGMENT CODES

CJ	Consent Judgment
CO	Court Ordered Settlement
DF	Default Judgment
DI	Dismissal
JN	Judgment Notwithstanding
MV	Mixed Verdict
SJ	Summary Judgment
VD	Verdict for Defendant
VP	Verdict for Plaintiff

JUDICIAL OUTCOME

AG	Agreement
BR	Barred/Removed
CC	Civil Contempt
DC	Disciplinary Charges
FI	Fine
PI	Preliminary Injunction
PR	Temporary Restraining Order
PS	Pre-filing Settlement
RN	Restitution
SP	Suspension
VR	Voluntary Resignation
OT	Other

SUBJECT PRIORITY

A	Subject wanted for crimes of violence (i.e., murder, manslaughter, forcible rape) against another individual or convicted of such a crime in the past five years.
B	Subject wanted for crimes involving loss or destruction of property valued in excess of $25,000 or convicted of such a crime in the past five years.
C	All other subjects.

DRUG CODES

COC	Cocaine
HER	Heroin
HSH	Hashish
KAT	Khat
LSD	LSD
MAR	Marijuana
MDM	Methylenedioxymethamphetamine
MET	Methamphetamine
MOR	Morphine
OPM	Opium
OTD	Other drugs

DRUG WEIGHT CODES

GM	Gram(s)
KG	Kilogram(s)
L	Liter(s)
ML	Milliliter(s)
P	Plant(s)
DU	Dosage Unit(s)

SUBJECT DESCRIPTION CODES

ORGANIZED CRIME SUBJECTS

1F	Boss
1G	Underboss
1H	Consigliere
1J	Acting Boss
1K	Capodecina
1L	Soldier

KNOWN CRIMINALS

2A	Top Ten or I.O. Fugitive
2B	Top Thief
2C	Top Con Man

FOREIGN NATIONALS

3A	Legal Alien
3B	Illegal Alien
3C	Foreign Official W/out Diplomatic Immunity
3D	U.N. Employee W/out Diplomatic Immunity
3E	Foreign Student
3F	All Others

TERRORISTS

4A	Known Member of a Terrorist Organization
4B	Possible Terrorist Member or Sympathizer

UNION MEMBERS

5D	President
5E	Vice-President
5F	Treasurer
5G	Secretary/Treasurer
5H	Executive Board Member
5I	Business Agent
5J	Representative
5K	Organizer
5L	Business Manager
5M	Financial Secretary
5N	Recording Secretary
5P	Office Manager
5Q	Clerk
5R	Shop Steward
5S	Member
5T	Trustee
5U	Other

GOVERNMENT SUBJECTS

(6F, 6G, 6H- Include Agency Code)

6A	Presidential Appointee
6B	U.S. Senator/Staff
6C	U.S. Representative/Staff
6D	Federal Judge/Magistrate
6E	Federal Prosecutor
6F	Federal Law Enforcement Officer
6G	Federal Employee - GS 13 & Above
6H	Federal Employee - GS 12 & Below
6J	Governor
6K	Lt. Governor
6L	State Legislator
6M	State Judge/Magistrate

Continuation of GOVERNMENT SUBJECTS

6N	State Prosecutor
6P	State Law Enforcement Officer
6Q	State - All Others
6R	Mayor
6S	Local Legislator
6T	Local Judge/Magistrate
6U	Local Prosecutor
6V	Local Law Enforcement Officer
6W	Local-All Others
6X	County Commissioner
6Y	City Councilman

BANK EMPLOYEES

7A	Bank Officer
7B	Bank Employee

OTHERS

8A	All Other Subjects
8B	Company or Corporation

CHILD PREDATORS

9A	Child Care provider
9B	Clergy
9C	Athletic Coach
9D	Teacher/Aide
9E	Law Enforcement Personnel
9F	Counselor
9G	Relative
9H	Stranger
9I	Other

05/01/2007

********** INDICTMENT **********

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 29R-BS-95073
Serial No.:

Stat Agent Name [redacted]
Stat Agent SOC.

Report Date: 05/01/2007
Accom Date.: 04/25/2007

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
AUGU	PORT	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST	LAB FIELD SUP	UCO - NAT BACK	VICT-WITN COOR
AIRCRAFT ASST	PEN REGISTERS	NCAVC/VI-CAP	IO WANTED FLYR
COMPUTER ASST	PHOTO COVERGE	CRIM/NS INTEL	SARS
CONSEN MONITR	POLYGRAPH	CRIS NEG-FED	CART
ELSUR/FISC	SRCH WAR EXEC	CRIS NEG-LOC	ASSET FORF PRO
ELSUR/III	SHOW MONEY	ERT ASST	FORF SUPPORT P
ENG FIELD SUP	SOG ASST	BUTTE-ITC	TFOS/CTD
ENG TAPE EXAM	SWAT TEAM	SAVANNAH-ITC	CXS/CTD
LEGATS ASST.	TECH AG/EQUIP	POC-WRCSC	INFRAGARD/CYD
EVIDNCE PURCH	TEL TOLL RECS	FT. MON-NRCSC	OFC/CID
INFORMANT/CW	UCO-GROUP I	FOR LANG ASST	PPP
LAB DIV EXAMS	UCO-GROUP II	NON FBI LAB EX	

Indictment is for Federal, Local, or International (F/L/I)...: F

U. S. Code Violation(s)

Form FD-515a Side 2:
Subject's Role =

Title	Section	Counts
18	1343	57

Subject's Criminal Activity :
If Other, Specify. . . . :

If NON-LCN Member or Associate (M/A):
Name of NON-LCN Criminal Group. . . :

If La Cosa Nostra (LCN) Member or Asso (M/A):
Name of LCN Organized Crime Group (OCG) . . . . .:
Position in LCN OCG . . . . . .:

Name of Union:

Union Affiliation:
If Other, Specify:

Business Influenced/Affected:
If Other, Specify. . . . . .:

Name of Company Subject Connected with:

Elected/Appointed Public Official Position:
If Other, Specify. :

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 04/25/2007

On April 24, 2007, Lieutenant Colonel [redacted] b6 b7C [redacted] MAINE ARMY NATIONAL GUARD (MEARNG), 52ND TROOP COMMAND, 300 Hillthrift North, Suite 100, Bangor, Maine, 04401, [redacted] was interviewed at the office of the FEDERAL BUREAU OF INVESTIGATION (FBI) in Augusta, Maine. [redacted] was advised of the identity of the interviewing Agent and the nature of the interview, whereupon he provided the following information:

[redacted] advised that he was the investigating officer of the activities and conduct of [redacted] regarding MEARNG forged orders submitted to MBNA. [redacted] stated that his investigation determined that [redacted] forged his MEARNG orders and had never qualified for MBNA's continuation of pay policy. [redacted] had applied for and received a full-time position with MEARNG. b6 b7C

[redacted] advised that other than [redacted] the only individual [redacted] knew of that worked for MBNA and was in the MEARNG was Lieutenant [redacted] was activated in or around 2000, and served approximately nine months in Afghanistan. During this time, [redacted] received MBNA pay under MBNA continuation of pay policy. Upon [redacted] return to Maine, he applied for and received a full-time position with the MEARNG. [redacted] advised MBNA of his change of status and that he no longer qualified to be paid under MBNA's continuation of pay policy. b6 b7C

Investigation on 04/24/2007 at Augusta, Maine

File # 29R-BS-95073-32 Date dictated 04/24/2007

by SA [redacted] b6 b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

[redacted] 5/2/07

29R-BS-95073-32

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 04/25/2007

On April 23, 2007, Colonel [redacted] full-time Judge Advocate, MAINE ARMY NATIONAL GUARD (MEARNG), Camp Keyes, Augusta, Maine, provided additional documents relating to [redacted] and the MEARNG. These documents have been submitted to the file.

b6
b7C

[redacted]

b6
b7C

Investigation on 04/23/2007 at Augusta, Maine

File # 29R-BS-95073-33 Date dictated 04/24/2007

by SA [redacted]

[redacted]

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175 [redacted] 03. Copied

29R-BS-95073-33

5/2/07

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 04/25/2007

On April 24, 2007 [redacted] b6 b7C

[redacted] was interviewed at the office of the FEDERAL BUREAU OF INVESTIGATION (FBI) in Augusta, Maine. [redacted] was advised of the identity of the interviewing Agent and the nature of the interview, whereupon he provided the following information:

[redacted] advised that he is retired from the MAINE ARMY NATIONAL GUARD (MEARNG). [redacted] further advised that it is his official electronic signature block that was forged on MEARNG documents that resulted in [redacted] receiving MBNA pay while working at the MEARNG. b6 b7C

[redacted] reviewed his MEARNG statement and analysis of the forged orders of [redacted] advised that the documents are an accurate representation of his findings. [redacted] reiterated his analysis and highlighted the differences between [redacted] "original official order" and the "forged orders." b6 b7C

[redacted] noted that [redacted] had applied for a full-time position with the MEARNG Weapons of Mass Destruction (WMD)-Civil Support Team (CST), which is not an active-duty position, but an active-duty reserved position. [redacted] stated that the National Guard in each state has an WMD-CST and the team existed prior to 9/11. b6 b7C

[redacted] advised that he knew of one individual who was MEARNG active duty at the airport, and he was also receiving pay from MBNA. The individuals's name was [redacted] and he was assigned to Mountain Company. [redacted] recalled that [redacted] served around 2001 or 2002 on active duty at the airport for six to twelve months. [redacted] then reverted back to an active-duty reserved position, and worked in the counter-drug program. [redacted] had overheard talk that [redacted] was continuing to receive MBNA pay once he reverted back to his active-duty reserved job. [redacted] was not in [redacted] chain of command so [redacted] brought the issue to the Operations Director or the Chief of Staff. [redacted] recalled that [redacted] was spoken to, and the issue was rectified. It is [redacted] understanding that [redacted] advised MBNA that he no longer qualified for the continuation of pay benefit. b6 b7C

[redacted]

Investigation on 04/24/2007 at Augusta, Maine

File # 29R-BS-95073 -34 Date dictated 04/24/2007

by SA [redacted]

[redacted]

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5/9/07

[redacted] 29R-BS-95073-34

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 04/25/2007

On April 23, 2007, at approximately 3:57 p.m., Special Agent (SA) [redacted] received the below-described documents from [redacted] Security, BANK OF AMERICA, 1 Hatley Road, Belfast, Maine. b6 b7C

1. One-page document reflecting in part "Department of Defense, Veterans and Emergency Management. Military Bureau, Headquarters, Maine National Guard...ORDERS 197-501.. [redacted] .reporting date 22 July 2002." b6 b7C

2. One-page document reflecting in part "Department of Defence, Veterans and Emergency Management. Military Bureau, Headquarters, Maine National Guard...ORDERS 197-501.. [redacted] ..reporting date 22 July 2003."

3. One-page document reflecting in part "Department of Defence, Veterans and Emergency Management. Military Bureau, Headquarters, Maine National Guard...ORDERS 197-501.. [redacted] ..reporting date 22 July 2004." b6 b7C

4. One envelope, 8½" X 11", reflecting in part "obtained from [redacted] at Personnel Admin Office 1/14/2005..."

Also obtained is a copy of a BANK OF AMERICA receipt of the above described documents, dated April 23, 2007. This receipt has been submitted to the file.

[redacted]

Investigation on 04/23/2007 at Belfast, Maine b6 b7C

File # 29R-BS-95073-35 Date dictated 04/24/2007

by SA [redacted]

[redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

[redacted] 01-cv-1014

29R-BS-95073-35 5/3/07

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 06/13/2007

On June 7, 2007, Lieutenant Colonel [redacted] MAINE ARMY NATIONAL GUARD, 52nd Troop Command, 300 Hillthrift North, Suite 100, Bangor, Maine 04401, was contacted telephonically. Lt. Col. [redacted] was advised of the identity of the interviewing Agent and the nature of the interview, whereupon he provided the following information: b6 b7C

Lt. Col. [redacted] advised that he interviewed [redacted] as part of the MAINE ARMY NATIONAL GUARD's investigation of [redacted] went to the building where [redacted] worked, and asked his commanding officer to request that [redacted] come to the office. [redacted] then waited alone in the commander's office. When [redacted] arrived, [redacted] met privately in the office. They sat with no barrier between them. [redacted] advised [redacted] of the investigation, and advised [redacted] that he had a right to an attorney, and that he could choose to not speak to [redacted] at any time. [redacted] recalled that he was quite clear with [redacted] that he could stop talking at any time. [redacted] advised that he was polite, and asked [redacted] for his side of the story. [redacted] did not challenge [redacted] statements. [redacted] was not aggressive and did not threaten [redacted] in any way. [redacted] advised that he did nothing to create intimidating circumstances, conversely his purpose was to have [redacted] relax because he wanted [redacted] to feel comfortable and talk to him. b6 b7C

[redacted] b6 b7C

Investigation on 06/07/2007 at Augusta, Maine (telephonically)

File # 29R-BS-95073-36 Date dictated 06/07/2007

by SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

6/26/07

[redacted] 05.wpd

FD-515 (Rev. 11-10-05)

☐ Squad supervisor approval (please initial)

Accomplishment Report
(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 9/6/07
Date Loaded 9/10/07
Data Loader's Initials

b6
b7C
b7E

Accomplishment involves: (check all that apply)	
Drugs	☐
A Fugitive	☐
Bankruptcy Fraud	☐
Computer Fraud/Abuse	☐
Corruption of Public Officials	☐
Money Laundering	☐
Sub Invest Asst by FO (s)	☐

Asst. FO(s) __, __, __, __
A, B, C, D

File Number
29A-BS-95073

Stat Agent Soc. Sec. No.

Stat Agent Name

RA	Squad
Anchorage	Port

Task Force

Investigative Assistance or Technique Used
1-Used, but did not help
2 -Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.- ITC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover			NCAVC / VI - CAF			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs
		Eng. Field Sp			Show Money			Crisis Neg. - Loca			CART
		Eng. Tape Ex			SOG Asst.			ERT Asst.			Asset Forf Prog
		Legats Asst.			Swat Team			Butte - ITC			Forf Support Proj
		Evid Purchase			Tech. Ag/Equip.			Sav - ITC			TFOS/CTD
		Inf/CW Info			Phone Toll Rec			Poc - ITC			CXS/CTD

A. Complaint / Information / Indictment
☐ Federal ☐ Local ☐ International
Complaint Date: _____
Check if Civil Rico Complaint ☐
Information Date: _____
Indictment Date: _____

B. Locate/ Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: _____
Arrest Date: _____
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: _____
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: _____
Code • _____ ✓ Amount $_____
Code • _____ ✓ Amount $_____
Restitution Date: _____
☐ Court Ordered ☐ Pretrial Diversion
Code • _____ ✓ Amount $_____
PELP Date: _____
Code • _____ ✓ Amount $_____

E. Hostage(s) Released Date: _____
Released by: ☐ Terrorist ☐ Other
Number of Hostages: _____

F. Conviction
☒ Federal ☐ Local ☐ International
Conviction Date: 9/6/07
For 6F, G, H-Include Agency Code
☒ Felony or ☐ Misdemeanor
☒ Plea or ☐ Trial
State: MAINE Judicial District: ME

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts
18	1343	57

H. Sentence Date: _____
Sentence Type: ____,____,____•
In Jail: Years_____ Months _____
Suspended: Years_____ Months _____
Probation: Years_____ Months _____
Fines: $_____

I. Disruption/Dismantlement: ✓
Disruption Date: _____
Dismantlement Date: _____
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: _____
Also Complete "Section G"
Other Civil Matters Date: _____
Judgment ____ ____ ____ ____•
Judicial Outcome ____ ____ ____ ____•x
Amount $_____
Suspension: Years _____ Months _____

K. Administrative Sanction Date: _____
Subject Description Code _____•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year_____ Months _____

L. Asset Seizure Date: _____
Asset Forfeiture Date: _____
CATS # Mandatory _____
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: _____

N. Drug Seizures ✓ Date: _____
Drug Code • _____
Weight _____ Code • _____
FDIN _____
Do not indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: _____
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race•	Sex	Date of Birth	Social Security No. (if available)

b6
b7C

For Indictments/Convictions only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515: 37

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

09/10/2007 ********** CONVICTION **********

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 29R-BS-95073
Serial No.:

Stat Agent Name
Stat Agent SOC

Report Date: 09/10/2007
Accom Date.: 09/06/2007

Does Accomplishment Involve

Drugs . . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

Subject Name

RA	Squad	Task Force
AUGU	PORT	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

b6
b7C
b7E

Investigative Assistance or Technique Used

	FINAN ANALYST		LAB FIELD SUP		UCO - NAT BACK		VICT-WITN COOR
	AIRCRAFT ASST		PEN REGISTERS		NCAVC/VI-CAP		IO WANTED FLYR
	COMPUTER ASST		PHOTO COVERGE		CRIM/NS INTEL		SARS
	CONSEN MONITR		POLYGRAPH		CRIS NEG-FED		CART
	ELSUR/FISC		SRCH WAR EXEC		CRIS NEG-LOC		ASSET FORF PRO
	ELSUR/III		SHOW MONEY		ERT ASST		FORF SUPPORT P
	ENG FIELD SUP		SOG ASST		BUTTE-ITC		TFOS/CTD
	ENG TAPE EXAM		SWAT TEAM		SAVANNAH-ITC		CXS/CTD
	LEGATS ASST.		TECH AG/EQUIP		POC-WRCSC		INFRAGARD/CYD
	EVIDNCE PURCH		TEL TOLL RECS		FT. MON-NRCSC		OFC/CID
	INFORMANT/CW		UCO-GROUP I		FOR LANG ASST		PPP
	LAB DIV EXAMS		UCO-GROUP II		NON FBI LAB E		

Date of Conviction (MM/DD/YYYY) . . . . . .: 09/06/2007

Federal, Local, or International (F/L/I) . . . . . .: F
Felony or Misdemeanor (F/M) . . . . . .: F

Plea or Trial (P/T) . . . . . .: P
Judicial State. . . . . .: ME
Judicial District . . . . . .: ME

U. S. Code Violation(s)

Title	Section	Counts
18	1343	57

Form FD-515a:
Subject's Role =

Accomplishment Narrative

ON 09/06/2007 PLED GUILTY
IN U.S. DISTRICT COURT, DISTRICT OF MAINE, BANGOR, ME, TO A 57 COUNT INDICTM
ENT CHARGING VIOLATIONS OF TITLE 18, U.S.C., SECTION 1343 (WIRE FRAUD)

b6
b7C

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 09/10/2007

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: 29R-BS-95073 (Pending) -38

Title: [redacted]
BANK OF AMERICA - VICTIM;
BANK FRAUD

Synopsis: Subject pled guilty.

Details: On 09/06/2007, [redacted] pled guilty in U.S. District Court, District of Maine, Bangor, ME, to a 57 count indictment charging violations of Title 18, U.S.C., Section 1343 (Wire Fraud). The sentencing will be set at a later date.

♦♦

b6 b7C

[redacted]

253 [redacted] 02.wpd

29R-BS-95073-38

(Rev. 06-04-2007)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 12/10/2007

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By [redacted]

Drafted By: [redacted]

Case ID #: ~~29~~R-BS-95073 (Pending) -39

Title: [redacted]
BANK OF AMERICA-VICTIM;
BANK FRAUD

Synopsis: Case update.

Details: On 12/10/2007, writer spoke with AUSA [redacted] regarding captioned case. AUSA [redacted] b5 b6 b7C

[redacted]

♦♦

344 [redacted] 01. wpd

29R-BS-95073-39

(Rev. 06-04-2007)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 01/28/2008

To: Boston

From: Boston
Augusta RA
Contact: SA [redacted] b6 b7C b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: ~~29~~R-BS-95073 (Pending) - 40

Title: [redacted]
BANK OF AMERICA - VICTIM;
BANK FRAUD

Synopsis: Sentencing date set, witnesses to be contacted.

Details: On 01/23/2008, writer met with AUSA [redacted] regarding captioned case. Sentencing has been set for 02/25/2008 in Bangor, ME. [redacted] b5 b6 b7C

[redacted]

♦♦ b6 b7C

~~05~~ [redacted] ~~03.wpd~~

29R-BS-95073-40

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/04/2008

On January 28, 2008, 1ST Sergeant [redacted] date of [redacted] MAINE ARMY NATIONAL GUARD (MEARNG), was interviewed at the MEARNG Armory, Western Avenue, Augusta, Maine. [redacted] was advised of the identity of the interviewing Agent and the nature of the interview, whereupon he provided the following information: b6 b7C

[redacted] is currently employed full time by the MEARNG in [redacted] He is also assigned to [redacted] in Brewer, Maine. [redacted] home address is [redacted] b6 b7C

[redacted] in 1998. [redacted] had been in the regular ARMY. Upon discharge he joined the MEARNG, on or around June 14, 1998. [redacted] was assigned to be in charge of the same section as [redacted] in Mountain Company, the Mortar Section. In August or September 1998, the unit traveled to Germany for their two-week annual training. After the unit's return, [redacted] was reassigned to the [redacted] has not worked directly with [redacted] since that time. b6 b7C

[redacted] was employed by MBNA in July 1998, as a telemarketer. In or around November 2001 until approximately May 2002, [redacted] was activated by the MEARNG in a Title 10 capacity, to guard the Augusta Airport. [redacted] supplied a copy of his MEARNG orders to MBNA, and he received his full MBNA salary as well as his MEARNG salary. b6 b7C

In May 2002, [redacted] applied for a full-time position (Title 32) with the MEARNG, in the [redacted] stated that he supplied a copy of his MEARNG orders to MBNA, and his MBNA pay ceased. b6 b7C

In August 2003 until August 2004, [redacted] was activated (Title 10) by the MEARNG and deployed to Afghanistan. [redacted] provided MBNA a copy of his orders, and he was paid by MBNA during his deployment to Afghanistan. b6 b7C

When [redacted] returned from Afghanistan in 2004, [redacted] provided a copy of his orders to MBNA, and his MBNA pay ceased. b6 b7C

Investigation on 01/28/2008 at Augusta, Maine

File # 29R-BS-95073-41 Date dictated 01/28/2003

by SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

035 [redacted] 03.wpd

29R-BS-95073-41

b6
b7C

The orders reflected his status upon his return to a Title 32 status. [redacted] colonel, Lt. Colonel [redacted] discussed [redacted] career with him. [redacted] was counseled that since he was planning on continuing with his full-time Title 32 job with MEARNG that he should resign from his position at MBNA. [redacted] stated that it was unfair to MBNA to collect salary when he was activated, since he was not planning on returning to work at MBNA. He liked his full-time MEARNG position and wanted to continue working at the Guard. [redacted] subsequently resigned from MBNA.

[redacted] stated that it was his understanding that, legally, an employer is required to hold your job for you for five years if you are deployed, but the employer is not required to pay you. [redacted] stated that he liked having the extra money from MBNA when he was activated. [redacted] estimated he received about $40,000.00. [redacted] explained that he did not have to pay taxes on the money from MBNA. Since he was not physically present at the company, the money was more of a gift. [redacted] filled out a form, not further identified, and received a refund of Federal and state tax money paid from his MBNA salary while he was activated.

b6
b7C

[redacted] knows of six people, including himself and [redacted] who received the "double dip" as it was referred to when one was paid by the MEARNG and MBNA. The other four individuals and their assignments as known by [redacted] were identified as: [redacted] (activated and deployed to Afghanistan) [redacted] (activated to work the Bangor Airport), [redacted] (activated to work at the Augusta Airport, and then at the Bangor Airport), (FIRST NAME UNKNOWN) [redacted] (activated to work at the Augusta Airport).

b6
b7C

[redacted] stated that [redacted] position with the MEARNG Civil Support Team (CST) was a Title 32 position. [redacted] heard that [redacted] was the individual who typed the orders for his unit and that is how his orders read differently. [redacted] acknowledged that after the orders are typed they must be approved. [redacted] advised that MEARNG orders are approved by the Personnel branch by a high ranking officer.

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/15/2008

On February 8, 2008, [redacted] was served via facsimile with a subpoena issued in the U.S. District Court, District of Maine. The [redacted] U.S. District Court, Bangor, Maine, [redacted]

b3
b6
b7C

[redacted]

b6
b7C

Investigation on 02/08/2008 at Augusta, Maine (via facsimile)

File # 29R-BS-95073 - 42 Date dictated 02/14/2008

by SA [redacted]

[redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

044 [redacted] 01.wpd

29R-BS-95073-42

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/15/2008

[redacted] was served via facsimile with a subpoena issued in the U.S. District Court, District of Maine. BAYSHORE [redacted]

b3
b6
b7C

[redacted]

b6
b7C

Investigation on 02/08/2008 at Augusta, Maine (via facsimile)

File # 29R-BS-95073-43 Date dictated 02/14/2008

by SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

046 [redacted] 02.wpd

29R-BS-95073-43

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/15/2008

On February 14, 2008, [redacted] was served with a subpoena issued in the U.S. District Court, District of Maine. The [redacted] b3 b6 b7C

[redacted] b6 b7C

Investigation on 02/14/2008 at Augusta, Maine

File # 29R-BS-95073-44 Date dictated 02/14/2008

by SA [redacted] [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

04[redacted]03.WPD

U.S. Department of Justice

United States Attorney
District of Maine

100 Middle Street
6th Floor, East Tower
Portland, ME 04101

(207) 780-3257
TTY (207) 780-3060
Fax (207) 780-3304

For Immediate Release
February 29, 2008

Contact: [redacted] b6 b7C
Assistant U.S. Attorney
[redacted]

Former Guardsman Sentenced by U. S. District Court Judge for Wire Fraud

Bangor, Maine: United States Attorney Paula D. Silsby announced today tha[redacted] 37, of Waterville, Maine, was sentenced yesterday in U.S. District Court in Bangor to 12 months and one day imprisonment and 5 years of supervised release.[redacted] was also ordered to pay $97,016.91 restitution to Bank of America (MBNA) and a $5,700.00 special assessment. U. S. District Court Judge John A. Woodcock imposed the sentence after[redacted] pled guilty on September 6, 2007 to 57 counts of mail fraud.

According to court records,[redacted] was employed by MBNA when he applied for and obtained a full time position with the Maine Army National Guard. From July 2002 until October 2004,[redacted] was an Active Guard/Reserve Sergeant assigned to the 11th CST-WMD (Civil Support Team-Weapons of Mass Destruction unit).[redacted] received leave from MBNA in order to take the position with the Maine Army National Guard.[redacted] submitted three forged military orders to MBNA in order to quality for paid leave while he was working for the Maine Army National Guard. Based on the forged orders, MBNA agreed to pa[redacted] while he was on leave from MBNA and working with the Maine National Guard.[redacted] arranged to have his bi-weekly MBNA paycheck wired into his personal checking account during the time that he was serving full time with the Maine Army National Guard. The gross amount that MBNA paid as a result of[redacted] conduct was $97,016.91 and[redacted] received $59,388.11. b6 b7C

The charges and resulting sentence are the result of an investigation done by the joint efforts of the Federal Bureau of Investigation, Bank of America, formerly MBNA, and the Maine Army National Guard.

###

[redacted] b6 b7C

[redacted]

29R-BS-95073-45

FD-515 (Rev. 11-10-05) ✓

sor approval

Accomplishment Report
(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 3/3/08
Date Loaded 3/12/08
Data Loader's Initials

b6
b7C
b7E

Accomplishment involves: (check all that apply)	
Drugs	☐
A Fugitive	☐
Bankruptcy Fraud	☐
Computer Fraud/Abuse	☐
Corruption of Public Officials	☐
Money Laundering	☐
Sub Invest Asst by FO (s)	☐

Asst. FO(s) __, __, __, __
A, B, C, D

Task Force

File Number
29R-BS-95073

Stat Agent Soc. Sec. No.

Stat Agent Name

RA	Squad
August	Port

Investigative Assistance or Technique Used
1-Used, but did not help
2 -Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			ab. Div. Exar			UCO - Group I			Ft. Mon.- ITC
		Aircraft Asst.			ab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			en Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			hoto Cover			NCAVC / VI - CA			Vict-Witn Coor
		Elsur / FISC			olygraph			Crim/NS Intel Ass			IO Wanted Flyer
		Elsur / T. III			earch Warrar			Crisis Neg. - Fed			SARs
		Eng. Field Sp			how Money			Crisis Neg. - Loca			CART
		Eng. Tape Ex			OG Asst.			ERT Asst.			Asset Forf Prog
		Legats Asst.			wat Team			Butte - ITC			Forf Support Proj
		Evid Purchas			ch. Ag/Equip			Sav - ITC			TFOS/CTD
		hf/CW Info			hone Toll Re			Poc - ITC			CXS/CTD

A. Complaint / Information / Indictment
☐ Federal ☐ Local ☐ International
Complaint Date: _____
Check if Civil Rico Complaint ☐
Information Date: _____
Indictment Date: _____

B. Locate/ Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: _____
Arrest Date: _____
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: _____
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☒ Federal ☐ Local ☐ International
Recovery Date: _____
Code • _____ ✓ Amount $_____
Code • _____ ✓ Amount $_____
Restitution Date: 12/28/08
☒ Court Ordered ☐ Pretrial Diversion
Code • 01 ✓ Amount $ 97,016.92
PELP Date: _____
Code • _____ ✓ Amount $_____

E. Hostage(s) Released Date: _____
Released by: ☐ Terrorist ☐ Other
Number of Hostages: _____

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: _____
Subject Description Code: _____ •(___)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: _____ Judicial District: _____

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts
18	1343	57

H. Sentence Date: 12/28/08
Sentence Type: 35, 08 •
In Jail: Years 1 Months 1day
Suspended: Years _____ Months _____
Probation: Years 5 Months _____
Fines: $ 5,100

I. Disruption/Dismantlement: ✓
Disruption Date: _____
Dismantlement Date: _____
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: _____
Also Complete "Section G"
Other Civil Matters Date: _____
Judgment ____ ____ ____ ____•
Judicial Outcome ____ ____ ____ ____•x
Amount $_____
Suspension: Years _____ Months _____

K. Administrative Sanction Date: _____
Subject Description Code _____•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year_____ Months _____

L. Asset Seizure Date: _____
Asset Forfeiture Date: _____
CATS # Mandatory _____
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: _____

N. Drug Seizures ✓ **Date:** _____
Drug Code • _____
Weight _____ Code • _____
FDIN _____
Do not indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: _____
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

b6
b7C

For Indictments/Convictions only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515: 46

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

03/11/2008 ********** RESTITUTION **********

~~SENSITIVE~~/ UNCLASSIFIED

Case Number: 29R-BS-95073
Serial No.:

Stat Agent Name
Stat Agent SOC.

Report Date: 03/11/2008
Accom Date.: 02/28/2008

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

Subject Name

RA	Squad	Task Force
AUGU	PORT	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

	FINAN ANALYST		LAB FIELD SUP		UCO - NAT BAC		VICT-WITN COOR
	AIRCRAFT ASST		PEN REGISTERS		NCAVC/VI-CAP		IO WANTED FLYR
	COMPUTER ASST		PHOTO COVERGE		CRIM/NS INTEL		SARS
	CONSEN MONITR		POLYGRAPH		CRIS NEG-FED		CART
	ELSUR/FISC		SRCH WAR EXEC		CRIS NEG-LOC		ASSET FORF PRO
	ELSUR/III		SHOW MONEY		ERT ASST		FORF SUPPORT P
	ENG FIELD SUP		SOG ASST		BUTTE-ITC		TFOS/CTD
	ENG TAPE EXAM		SWAT TEAM		SAVANNAH-ITC		CXS/CTD
	LEGATS ASST.		TECH AG/EQUIP		POC-WRCSC		INFRAGARD/CYD
	EVIDNCE PURCH		TEL TOLL RECS		FT. MON-NRCSC		OFC/CID
	INFORMANT/CW		UCO-GROUP I		FOR LANG ASST		PPP
	LAB DIV EXAMS		UCO-GROUP II		NON FBI LAB E		

Restitution is for Federal, Local, or International (F/L/I)...: F
Restitution Court Ordered or by Pretrial Diversion (C/P)......: C

Restitution Property

CODE	AMOUNT	CODE	AMOUNT
01	$ 9701691		$

Accomplishment Narrative

ON 02/28/2008 WAS SENTENCED IN USDC, DISTRICT OF MAINE, BANGOR, ME, BEFORE U.S. DISTRICT COURT JUDGE JOHN WOODCOCK. WAS SENTENCED TO ONE YEAR AND ONE DAY IN JAIL, RESTITUTION IN THE AMOUNT OF $97,016.91, AND FIVE YEARS OF SUPERVISED RELEASE. THIS SENTENCE WAS A RESULT OF INDICTMENT AND SUBSEQUENT GUILTY PLEA TO 57 COUNTS OF VIOLATION OF TITLE 18 USC, SECTION 1343, WIRE FRAUD

b6
b7C

03/11/2008 ********** SENTENCING **********

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 29R-BS-95073
Serial No.:

Stat Agent Name
Stat Agent SOC.

Report Date: 03/11/2008
Accom Date.: 02/28/2008

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

Subject Name

RA	Squad	Task Force
AUGU	PORT	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

	FINAN ANALYST		LAB FIELD SUP		UCO - NAT BACK		VICT-WITN COOR
	AIRCRAFT ASST		PEN REGISTERS		NCAVC/VI-CAP		IO WANTED FLYR
	COMPUTER ASST		PHOTO COVERGE		CRIM/NS INTEL		SARS
	CONSEN MONITR		POLYGRAPH		CRIS NEG-FED		CART
	ELSUR/FISC		SRCH WAR EXEC		CRIS NEG-LOC		ASSET FORF PRO
	ELSUR/III		SHOW MONEY		ERT ASST		FORF SUPPORT P
	ENG FIELD SUP		SOG ASST		BUTTE-ITC		TFOS/CTD
	ENG TAPE EXAM		SWAT TEAM		SAVANNAH-ITC		CXS/CTD
	LEGATS ASST.		TECH AG/EQUIP		POC-WRCSC		INFRAGARD/CYD
	EVIDNCE PURCH		TEL TOLL RECS		FT. MON-NRCSC		OFC/CID
	INFORMANT/CW		UCO-GROUP I		FOR LANG ASST		PPP
	LAB DIV EXAMS		UCO-GROUP II		NON FBI LAB EX		

Type of Sentence . . . : JS PB
Date of Sentencing . ..: 02/28/2008
Federal, Local, or International (F/L/I): F

	Year	Month
Time in Jail. .:	1	
Time Suspended.:		
Probation Time.:	5	
Total Fines. . :$	5700	

Accomplishment Narrative

ON 02/28/2008 WAS SENTENCED IN USDC, DISTRICT OF MAINE, BANGOR, ME, BEFORE U.S. DISTRICT COURT JUDGE JOHN WOODCOCK. WAS SENTENCED TO ONE YEAR AND ONE DAY IN JAIL, RESTITUTION IN THE AMOUNT OF $97,016.91, AND FIVE YEARS OF SUPERVISED RELEASE. THIS SENTENCE WAS A RESULT OF INDICTMENT AND SUBSEQUENT GUILTY PLEA TO 57 COUNTS OF VIOLATION OF TITLE 18 USC, SECTION 1343, WIRE FRAUD

b6
b7C

(Rev. 06-04-2007)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 03/11/2008

To: Boston **Attn:** [redacted] b6 b7C b7E
Evidence Control Room

From: Boston
Augusta RA
Contact: SA [redacted]

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: ~~29~~R-BS-95073 (Pending) -47

Title: [redacted]
BANK OF AMERICA-VICTIM;
BF

Synopsis: Subject sentenced; recommend case closing.

Enclosure(s): Enclosed is a copy of the U.S. District Court, District of Maine Judgment in a Criminal Case.

Details: On 02/28/2008, [redacted] b6 b7C was sentenced in U.S. District Court, District of Maine, Bangor, ME before U.S. District Court Judge John Woodcock. The government produced three witnesses to testify. [redacted] was sentenced to one year and one day in jail, restitution in the amount of $97,016.91, and five years of supervised release. This sentence was a result of [redacted] indictment and subsequent guilty plea to 57 counts of violation on Title 18, U.S.C., Section 1343, Wire Fraud.

Evidence items 1B1, items 1 through 3 have been permanently charged out to the U.S. District Court, District of Maine. On 03/11/2008, AUSA [redacted] U.S. Attorney's Office, District of Maine, [redacted] b5 b6 b7C 03/11/2008.

[redacted] fingerprint card and photograph have been submitted to the file. An FD-515 has been submitted. The 10-day appeal period has passed. There is no outstanding evidence in captioned case. It is recommended that captioned case be closed.

♦♦

Closed 3/13/08 [redacted]

07 [redacted] 09.wpd

AO 245B (Rev. 06/05) Judgment in a Criminal Case
Sheet 1

SCANNED

United States District Court
District of Maine

U.S. DISTRICT COURT
BANGOR, MAINE
RECEIVED AND FILED

UNITED STATES OF AMERICA

V.

[redacted]

JUDGMENT IN A CRIMINAL CASE

Case Number: [redacted]
USM Number: [redacted]
Entered on Docket: 2/29/08

[redacted]
Defendant's Attorney

b6
b7C

THE DEFENDANT:

☒ pleaded guilty to count(s) 1-57 of an Indictment
☐ pleaded nolo contendere to count(s) _____ which was accepted by the court.
☐ was found guilty on count(s) _____ after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

Title & Section	Nature of Offense	Offense Ended	Count
18:1343	Wire Fraud	10/31/2004	1-57

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The defendant has been found not guilty on count(s) _____.
☐ Count(s) _____ ☐ is ☐ are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant shall notify the court and United States attorney of material changes in economic circumstances.

February 28, 2008
Date of Imposition of Judgment

Signature of Judge

John A. Woodcock, Jr., U.S. District Judge
Name and Title of Judge

February 28, 2008
Date Signed

AO 245B (Rev. 06/05) Judgment in a Criminal Case
Sheet 2 – Imprisonment

DEFENDANT: [redacted] b6 b7C
CASE NUMBER:

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of 12 months and 1 day on each count to be served concurrently.

☒ The court makes the following recommendations to the Bureau of Prisons:
That the defendant be allowed to serve his sentence in an institution as close to Maine as possible.

☐ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,
- ☐ at _____ ☐ a.m. ☐ p.m. on _____.
- ☐ as notified by the United States Marshal.

☒ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons.
- ☒ before 2 p.m. on April 7, 2008.
- ☐ as notified by the United States Marshal.
- ☐ as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

_____

_____

_____

_____

Defendant delivered on _____ to _____
at _____, with a certified copy of this judgment.

_____
UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

AO 245B (Rev. 06/05) Judgment in a Criminal Case
Sheet 3 – Supervised Release

DEFENDANT: [redacted]
CASE NUMBER:

b6
b7C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years.

The Defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state, or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two additional drug tests during the term of supervision, but not more than 70 drug tests per year thereafter, as directed by the probation officer. (Check, if applicable.)

☒ The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)

☒ The defendant shall not possess a firearm, destructive device, or any other dangerous weapon. (Check, if applicable.)

☒ The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)

☐ The defendant shall register with the state sex offender registration agency in the state where the defendant resides, works, or is a student, as directed by the probation officer. (Check, if applicable.)

☐ The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
4) the defendant shall support his or her dependents and meet other family responsibilities;
5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

AO 245B (Rev. 06/05) Judgment
Sheet 3A – Supervised Release

DEFENDANT: [redacted]
CASE NUMBER:

Judgment—Page 4 of 6

b6
b7C

ADDITIONAL SUPERVISED RELEASE TERMS

1. Defendant shall provide the probation officer with access to any requested financial information;

2. The defendant shall report to the supervising officer any unanticipated financial gains such as income tax refunds, lottery winnings, judgments or any other unexpected financial gains. The defendant shall apply those monies to any outstanding court ordered financial obligations; and

3. Defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation officer.

AO 245B (Rev. 06/05) Judgment in a Criminal Case
Sheet 5 – Criminal Monetary Penalties

DEFENDANT: b6 b7C
CASE NUMBER: [redacted]

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	Assessment	Fine	Restitution
Totals:	$5,700.00	$0.0	$97,016.91

☐ The determination of restitution is deferred until . An *Amended Judgment in a Criminal Case* (AO 245C) will be entered after such determination.

☐ The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

Name of Payee	Total Loss*	Restitution Ordered	Priority or Percentage
Bank of America (MBNA)		$97,016.91	

TOTALS $ _____ $ _____

☐ Restitution amount ordered pursuant to plea agreement $

☐ The defendant must pay interest on restitution and a fine of more than $2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

☒ The court determined that the defendant does not have the ability to pay interest and it is ordered that:

☒ the interest requirement is waived for the ☐ fine ☒ restitution.

☐ the interest requirement for the ☐ fine ☐ restitution is modified as follows:

* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18, United States Code, for offenses committed on or after September 13, 1994 but before April 23, 1996.

AO 245B (Rev. 06/05) Judgment in a Criminal Case
Sheet 6 – Schedule of Payments

DEFENDANT: [redacted]
CASE NUMBER:

b6
b7C

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:

A ☒ Lump sum payment of $102,716.91 due immediately, balance due
☒ Any amount that the defendant is unable to pay now is due and payable during the term of incarceration. Upon release from incarceration, any remaining balance shall be paid in monthly installments, to be initially determined in amount by the supervising officer. Said payments are to be made during the period of supervised release, subject always to review by the sentencing judge on request, by either the defendant or the government.
☐ not later than , or
☐ in accordance with ☐ C, ☐ D, or ☐ E, or ☐ F below; or

B ☐ Payment to begin immediately (may be combined with ☐ C, ☐ D, or ☐ F below); or

C ☐ Payment in equal (e.g., weekly, monthly, quarterly) installments of $ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after the date of this judgment; or

D ☐ Payment in equal (e.g., weekly, monthly, quarterly) installments of $ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or

E ☐ Payment during the term of supervised release will commence within (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or

F ☐ Special instructions regarding the payment of criminal monetary penalties:

Unless the court has expressly ordered otherwise, if this judgment imposes a period of imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

☐ Joint and Several

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate:

☐ The defendant shall pay the cost of prosecution.

☐ The defendant shall pay the following court cost(s):

☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.